



NOTICE

The following pages contain copies of reports and other communications to City Council from Council Officers and citizens. While every effort has been made to preserve the original content and formatting of each document, the City of Roanoke is not responsible for typographic or other errors.

The original documents referenced in this file are available for inspection in the Office of the City Clerk, 215 Church Avenue, Room 456, Municipal Building, Roanoke, Virginia 24011.

To receive the City Council agenda (without reports) automatically via e-mail, contact the Office of the City Clerk at clerk@ci.roanoke.va.us or (540) 853-2541. The City Council agenda (with or without reports) for each meeting is available at www.ci.roanoke.va.us.

Mary F. Parker
City Clerk



***ROANOKE CITY COUNCIL
REGULAR SESSION***

***FEBRUARY 20, 2001
12:15 P.M.***

CITY COUNCIL CHAMBER

AGENDA FOR THE COUNCIL

1. Call to Order--Roll Call.

A communication from the Honorable Ralph K. Smith, Mayor, requesting a Closed Meeting to discuss vacancies on various authorities, boards, commissions and committees appointed by Council, pursuant to Section 2.1-344 (A)(1), Code of Virginia (1950), as amended.

Briefing on Victory Stadium.

**THE MEETING OF ROANOKE CITY COUNCIL WILL BE
DECLARED IN RECESS TO BE RECONVENED
IMMEDIATELY IN THE EMERGENCY OPERATIONS
CENTER CONFERENCE ROOM, ROOM 159.**



***ROANOKE CITY COUNCIL
REGULAR SESSION***

***FEBRUARY 20, 2001
2:00 P.M.***

CITY COUNCIL CHAMBER

AGENDA FOR THE COUNCIL

1. Call to Order--Roll Call.

The Invocation will be delivered by The Reverend Douglas Turner.

The Pledge of Allegiance to the Flag of the United States of America will be led by Mayor Ralph K. Smith.

Welcome. Mayor Smith.

NOTICE:

Meetings of Roanoke City Council are televised live on RVTN Channel 3. Today's meeting will be replayed on Channel 3 on Thursday, February 22, 2001, at 7:00 p.m., and Saturday, February 24, 2001, at 4:00 p.m. Council meetings are now being offered with closed captioning for the hearing impaired.

ANNOUNCEMENTS:

THE PUBLIC IS ADVISED THAT MEMBERS OF COUNCIL RECEIVE THE CITY COUNCIL AGENDA AND RELATED COMMUNICATIONS, REPORTS, ORDINANCES AND RESOLUTIONS, ETC., ON THE THURSDAY PRIOR TO THE COUNCIL MEETING TO PROVIDE SUFFICIENT TIME FOR REVIEW OF INFORMATION. CITIZENS WHO ARE INTERESTED IN OBTAINING A COPY OF ANY ITEM LISTED ON THE AGENDA MAY CONTACT THE CITY CLERK'S OFFICE, ROOM 456, NOEL C. TAYLOR MUNICIPAL BUILDING, 215 CHURCH AVENUE, S. W., OR CALL 853-2541.

THE CITY CLERK'S OFFICE NOW PROVIDES THE CITY COUNCIL AGENDA PACKAGE ON THE INTERNET FOR VIEWING AND RESEARCH PURPOSES. TO ACCESS THE AGENDA MATERIAL, GO TO THE CITY'S HOMEPAGE AT www.roanokegov.com, CLICK ON THE ROANOKE CITY COUNCIL ICON, CLICK ON MEETINGS AND AGENDAS, AND DOWNLOAD THE ADOBE ACROBAT SOFTWARE TO ACCESS THE AGENDA.

ALL PERSONS WISHING TO ADDRESS COUNCIL ARE REQUESTED TO REGISTER WITH THE STAFF ASSISTANT WHO IS LOCATED AT THE ENTRANCE TO THE COUNCIL CHAMBER. ON THE SAME AGENDA ITEM, ONE TO FOUR SPEAKERS WILL BE ALLOTTED FIVE MINUTES EACH, HOWEVER, IF THERE ARE MORE THAN FOUR SPEAKERS, EACH SPEAKER WILL BE ALLOTTED THREE MINUTES.

PRESENTATIONS:

A resolution memorializing the late Sydnor W. Brizendine, Jr.

2.

CONSENT AGENDA

ALL MATTERS LISTED UNDER THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE BY THE MEMBERS OF CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THE ITEMS. IF DISCUSSION IS DESIRED, THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.

C-1 Minutes of the regular meetings of Roanoke City Council held on Tuesday, September 5, 2000, and Monday, September 18, 2000.

RECOMMENDED ACTION: Dispense with the reading thereof and approve as recorded.

C-2 A communication from Jay Stephens submitting his resignation as a member of the Special Events Committee.

RECOMMENDED ACTION: Receive and file the communication and accept the resignation.

C-3 Qualification of Robert N. Richert as a member of the Architectural Review Board for a term ending October 1, 2004.

RECOMMENDED ACTION: Receive and file.

REGULAR AGENDA

3. HEARING OF CITIZENS UPON PUBLIC MATTERS:

- a. Request to express appreciation with regard to the Americans with Disabilities Act compliance by the City of Roanoke. Christene A. Montgomery, Spokesperson.
- b. Request to address housing density issues. Gloria Dorma, Spokesperson.

4. PETITIONS AND COMMUNICATIONS:

- a. A communication from Council Member William White, Sr., recommending that a permanent cost-of-living adjustment for City retirees be referred to the fiscal year 2001-02 budget study.
- b. A petition from the New Century Venture Center requesting exemption from taxation of real property located at 1354 Eighth Street, S. W., in the City of Roanoke, pursuant to Section 30-19.04(B), Code of Virginia (1950), as amended.
- c. A communication from the Roanoke City School Board requesting appropriation of additional State funds for the Governor's Academic Challenge for Success Program; and a report of the Director of Finance recommending that Council concur in the request.

5. REPORTS OF OFFICERS:

- a. CITY MANAGER:

BRIEFINGS:

- 1. A briefing with regard to the Roanoke Neighborhood Development Corporation. (20 minutes)
- 2. A briefing with regard to the Comprehensive Plan, *Vision 2001*. (15 minutes)

ITEMS RECOMMENDED FOR ACTION:

- 3. A communication recommending appropriation of \$101,000.00 in connection with the Regional Radio Maintenance Project.
- 4. A communication recommending authorization of payment to the Roanoke Valley Greenway Commission for completion of the Lick Run Greenway from the I-581 interchange to Court Street; and appropriation of \$125,110.00 in connection therewith.

b. CITY CLERK:

1. A report requesting that Council establish certain dates in connection with appointment of two Trustees to the Roanoke City School Board for terms commencing July 1, 2001, and ending June 30, 2004.

6. REPORTS OF COMMITTEES: NONE

7. UNFINISHED BUSINESS:

- a. Report by the City Manager with regard to Wiley Drive.

8. INTRODUCTION AND CONSIDERATION OF ORDINANCES AND RESOLUTIONS: NONE.

9. MOTIONS AND MISCELLANEOUS BUSINESS:

- a. Inquiries and/or comments by the Mayor, Vice-Mayor and Members of City Council.
- b. Vacancies on various authorities, boards, commissions and committees appointed by Council.

10. OTHER HEARING OF CITIZENS UPON PUBLIC MATTERS:

CITY COUNCIL SETS THIS TIME AS A PRIORITY FOR CITIZENS TO BE HEARD. IT IS A TIME FOR CITIZENS TO SPEAK AND A TIME FOR COUNCIL TO LISTEN. MATTERS REQUIRING REFERRAL TO THE CITY MANAGER WILL BE REFERRED, WITHOUT OBJECTION, IMMEDIATELY, FOR ANY NECESSARY AND APPROPRIATE RESPONSE, RECOMMENDATION OR REPORT TO COUNCIL.

CERTIFICATION OF CLOSED SESSION.

THE MEETING OF ROANOKE CITY COUNCIL WILL BE DECLARED IN RECESS TO BE RECONVENED AT 7:00 P. M., IN THE COUNCIL CHAMBER, FOURTH FLOOR, NOEL C. TAYLOR MUNICIPAL BUILDING, 215 CHURCH AVENUE, S. W., CITY OF ROANOKE.



***ROANOKE CITY COUNCIL
REGULAR SESSION***

***February 20, 2001
7:00 P.M.***

CITY COUNCIL CHAMBER

AGENDA FOR THE COUNCIL

Call to Order -- Roll Call.

The Invocation will be delivered by Council Member C. Nelson Harris.

The Pledge of Allegiance to the Flag of the United States of America will be led by Mayor Ralph K. Smith.

Welcome. Mayor Smith.

NOTICE:

Meetings of Roanoke City Council are televised live on RVTV Channel 3. Today's meeting will be replayed on Channel 3 on Thursday, February 22, 2001, at 7:00 p.m., and Saturday, February 24, 2001, at 4:00 p.m.

A. PUBLIC HEARINGS:

1. Public hearing on the request of CHS, Inc., that a tract of land lying on the south side of Melrose Avenue, N. W., and the west side of 24th Street, commonly known as W. B. Clements, Inc., containing approximately 10.149 acres, more or less, identified as Official Tax No. 2420205, be rezoned from C-2, General Commercial District, to IPUD, Industrial Planned Unit Development District, subject to certain conditions proffered by the petitioner. Michael Ballantyne, Agent. (See communication requesting that the matter be withdrawn.)
2. Public hearing on a request VFW Post #1264 that a tract of land lying on the west side of Grandview Avenue, N. W., between Empress Drive and Marr Street, identified as Official Tax No. 2270223, continue to be zoned C-1, Office District, subject to certain amended conditions proffered by the petitioner. David A. Bowers, Attorney.
3. Public hearing on a request of Lorna M. Hall that two tracts of land located at 3034 and 3042 Brambleton Avenue, S. W., identified as Official Tax No. 1650903 and 1650946, be rezoned from RS-3, Residential Single-Family District, to C-2, General Commercial District, subject to certain conditions proffered by the petitioner. Maryellen F. Goodlatte, Attorney.
4. Public hearing on a request of Ruth B. Hartman, Kevin M. and Susan T. Walker, and GAD Management, that certain property located at 2109 and 2115 Peters Creek Road, N. W., identified as Official Tax Nos. 6370301, 6370302 and 6370304, be rezoned from RS-3, Residential Single-Family District, to C-2, General Commercial District, subject to certain conditions proffered by the petitioners. G. Michael Pace, Attorney.
5. Public hearing to consider execution of a document to grant a 15-foot easement across City-owned property to Verizon Virginia, Inc., to install underground facilities to provide telephone service to the new police building. Darlene L. Burcham, City Manager.

B. OTHER HEARING OF CITIZENS:

CITY COUNCIL SETS THIS TIME AS A PRIORITY FOR CITIZENS TO BE HEARD. IT IS A TIME FOR CITIZENS TO SPEAK AND A TIME FOR COUNCIL TO LISTEN. MATTERS REQUIRING REFERRAL TO THE CITY MANAGER WILL BE REFERRED, WITHOUT OBJECTION, IMMEDIATELY, FOR ANY NECESSARY AND APPROPRIATE RESPONSE, RECOMMENDATION OR REPORT TO COUNCIL.

THE MEETING OF ROANOKE CITY COUNCIL WILL BE DECLARED IN RECESS UNTIL MONDAY, FEBRUARY 26, 2001, AT 7:00 P.M., IN FITZPATRICK HALL, THE JEFFERSON CENTER, 541 LUCK AVENUE, S. W., AT WHICH TIME COUNCIL WILL HOLD A PUBLIC HEARING IN CONJUNCTION WITH THE CITY PLANNING COMMISSION AND THE CITY OF ROANOKE REDEVELOPMENT AND HOUSING AUTHORITY ON THE SOUTH JEFFERSON REDEVELOPMENT PLAN.

REGULAR WEEKLY SESSION-----ROANOKE CITY COUNCIL

September 5, 2000

12:15 p.m.

The Council of the City of Roanoke met in regular session on Tuesday, September 5, 2000, at 12:15 p.m., the regular meeting hour, in the Emergency Operations Center Conference Room, first floor, Noel C. Taylor Municipal Building, 215 Church Avenue, S. W., City of Roanoke, Virginia, with Mayor Ralph K. Smith presiding, pursuant to Chapter II, Administration, Article II, City Council, Section 2-15, Rules of Procedure, Rule I, Regular Meetings, Code of the City of Roanoke (1979), as amended.

PRESENT: Council Members William D. Bestpitch, William H. Carder, Linda F. Wyatt and Mayor Ralph K. Smith-----4.

ABSENT: Council Members C. Nelson Harris, W. Alvin Hudson, Jr., and William White, Sr.-----3.

OFFICERS PRESENT: Darlene L. Burcham, City Manager; James D. Ritchie, Sr., Deputy City Manager; William M. Hackworth, City Attorney; James D. Grisso, Director of Finance; and Mary F. Parker, City Clerk.

At 12:17 p.m., the Mayor declared the meeting in recess until 3:00 p.m.

(The Members of Council and City Staff attended the funeral service of Ms. Marilyn Curtis, long time leader, advocate and friend of the Roanoke City Schools.)

At 3:00 p.m., on Tuesday, September 5, 2000, the regular meeting of City Council reconvened in the Breckinridge Middle School Cafeteria, 3901 Williamson Road, N. W., City of Roanoke, Virginia, with the following Council Members in attendance, Mayor Smith presiding.

PRESENT: Council Members William D. Bestpitch, William H. Carder, C. Nelson Harris, W. Alvin Hudson, Jr., William White, Sr., Linda F. Wyatt and Mayor Ralph K. Smith-----7.

ABSENT: None-----0.

OFFICERS PRESENT: Darlene L. Burcham, City Manager; James D. Ritchie, Sr., Deputy City Manager; William M. Hackworth, City Attorney; James D. Grisso, Director of Finance; and Mary F. Parker, City Clerk.

The reconvened meeting was opened with a prayer by Council Member Harris.

The Pledge of Allegiance to the Flag of the United States of America was led by Mayor Smith.

PRESENTATIONS:

DECEASED PERSONS-SCHOOLS: Mr. White offered the following resolution memorializing the late Marilyn Curtis, long time leader, advocate and friend of the Roanoke City Schools:

(#35042-090500) A RESOLUTION memorializing the late Marilyn Curtis, a long time business leader and advocate and friend of Roanoke City Schools.

(For full text of Resolution, see Resolution Book No. 63, page 437.)

ACTION: Mr. White moved the adoption of Resolution No. 35042-090500. The motion was seconded by Mr. Hudson and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

SHERIFF - CITY JAIL: On behalf of the Members of Council the Mayor recognized and congratulated the Honorable George M. McMillan, Sheriff, on the re-accreditation of the Roanoke City Jail by the American Correctional Association Board of Governor's at its meeting on Sunday, August 13, 2000. He advised that the accreditation was based on an earlier on-site visit by three auditors from the American Correctional Association and is attained as the result of a thorough inspection of all aspects of jail operations, and includes a total of 439 standards of compliance.

ACTS OF ACKNOWLEDGMENT-REFUSE COLLECTION-CITY

EMPLOYEES: The Mayor recognized the actions of Barrett C. Smith and Kenneth W. Harvey, employees of the City’s Department of Solid Waste Management, who were driving across the 10th Street Bridge in a City vehicle on Friday, August 4, 2000, when they noticed a man standing on the outside of the bridge preparing to jump to his death. He advised that Mr. Smith and Mr. Harvey immediately called the Solid Waste Management Office by radio and asked that they contact the police, they talked with the man in an attempt to prevent him from committing suicide; and they kept the man from jumping until the police arrived on the scene and successfully prevented the tragedy from occurring.

On behalf of the citizens of the City of Roanoke and the Members of City Council, the Mayor congratulated Messrs. Smith and Harvey for their act of kindness on behalf of their fellow man.

Mr. Harris offered the following resolution:

(#35043-090500) A RESOLUTION paying tribute to the heroic actions taken by Barrett L. Smith and Kenneth W. Harvey, employees of the City of Roanoke.

(For full text of Resolution, see Resolution Book No. 63, page 438.)

ACTION: Mr. Harris moved the adoption of Resolution No. 35043-090500. The motion was seconded by Mr. Bestpitch and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

In recognition of the act of kindness of Messrs. Smith and Harvey, the Mayor presented each with a ceremonial copy of the above referenced resolution and a gold star which is symbolic of the star on Mill Mountain.

PROCLAMATIONS: The mayor presented a proclamation declaring Thursday, September 21, 2000, as Roanoke City “Light the Night” Day.

(For full text, see Proclamation on file in City Clerk's Office.)

CONSENT AGENDA

The Mayor advised that all matters listed under the Consent Agenda were considered to be routine by the Members of Council and would be enacted by one motion in the form, or forms, listed on the Consent Agenda, and if discussion was desired, that item would be removed from the Consent Agenda and considered separately. He called specific attention to one request for a Closed Meeting to discuss acquisition or disposition of real property for a public purpose, where discussion in open meeting would adversely affect the bargaining position or negotiating strategy of the City.

PURCHASE/SALE OF PROPERTY-CITY PROPERTY-COUNCIL:
A report of the City Manager requesting that Council convene in a Closed Meeting to discuss the acquisition or disposition of real property for public purpose, where discussion in open meeting would adversely affect the bargaining position or negotiating strategy of the City, pursuant to Section 2.1-344 (A)(3), Code of Virginia (1950), as amended, was before the body.

(For full text, see report on file in the City Clerk's Office.)

ACTION: Mr. Harris moved that Council concur in the request of the City Manager to convene in a Closed Meeting to discuss acquisition or disposition of real property for public purpose, where discussion in open meeting would adversely affect the bargaining position or negotiating strategy of the City, pursuant to Section 2.1-344 (A)(3), Code of Virginia (1950), as amended. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

APPALACHIAN POWER COMPANY-TAXES-UTILITIES-ROANOKE GAS COMPANY: A joint report of the City Manager and the Director of Finance advising that the Virginia General Assembly passed legislation deregulating the electric and gas industries in the State; accordingly,

localities in Virginia, including the City of Roanoke, are required to amend their consumer utility tax and utility license tax ordinances before October 31, 2000; with deregulation, consumers will have the option of purchasing their electric or gas service from a choice of different companies; generators or suppliers of energy may be located outside of Virginia; Federal law prohibits local governments from requiring out-of-state companies to collect the tax from residents and businesses in its present form; and for this reason, the tax basis must be changed from a percentage of the dollar amount paid by the consumer to a tax based on the amount of energy consumed, was before Council.

It was further advised that studies have estimated that if the industry were deregulated without modifying State and local tax structures, total revenue lost would be \$200 million and one half or \$100 million would be local revenue loss; the only way to ensure that local governments do not lose substantial revenue in a deregulated environment is to change the basis of the tax to consumption, i.e. kilowatt hours for electricity or 100 cubic feet for gas; it is important to note that while the method for calculating the consumer utility tax will change, the amount of consumer utility tax that a consumer pays each month on their electric or gas bill should remain virtually the same; the City of Roanoke currently collects a Utility License Tax at the rate of \$.40 per \$100 of gross receipts, which rate has been in effect since 1980; the maximum tax allowed by State law is one half of one per cent or \$.50 of \$100; the maximum tax amount will be collected State-wide from all consumers on January 1, 2001; and if the City of Roanoke does not raise its tax rate to the State's maximum tax rate, the State will collect and retain the difference between the City's current rate and the maximum rate in the State's general fund.

It was explained that the increase of the utility license tax from \$.40 per \$100 of gross receipts to one half of one per cent (\$.50 per \$100) will result in a nominal amount of revenue; however, if this change is not made, all citizens will be paying the tax at the higher rate and the State's general fund will retain the difference between the City's rate and the State's allowable maximum rate; if changes to the consumer utility tax and the utility license tax are not made, the City of Roanoke could lose \$8 million annually because present authority to levy this tax lapses on December 31, 2000; historically, the City of Roanoke has achieved tax revenue growth due to utility company rate increases; with the new

tax structure being based on consumption units, tax growth will not occur from utility rate increases; and State Code prohibits any local tax rate adjustments until after January 1, 2004.

It was noted that any locality that has not changed its local consumer utility tax ordinance by October 31, 2000, risks losing consumer utility tax revenue because the present authority to levy the tax lapses on December 31, 2000; 60 days notice is required to be given to electric and gas companies; if the City of Roanoke does not increase its utility license tax to the maximum rate before December 31, 2000, a portion of the new, State-wide consumption tax paid by the City's residents and businesses that is supposed to be returned to the City of Roanoke will instead be paid to and retained by the State; and State Code requires that a public hearing be held prior to final amendment to the consumer utility tax and utility license tax ordinances, even though technically the consumer utility tax rate change is not a rate increase.

The City Manager and the Director of Finance recommended that Council authorize advertisement of a public hearing to be held on September 18, 2000, to amend the electric and gas consumer utility tax, in accordance with recently passed deregulation legislation and the utility license tax to provide for the State's allowable maximum rate. (For full text, see report on file in the City Clerk's Office.)

ACTION: Mr. Harris moved that Council concur in the recommendation to hold a public hearing on Monday, September 18, 2000, at 7:00 p.m., or as soon thereafter as the matter may be heard in the William Ruffner Middle School Cafeteria, 3601 Ferncliff Avenue, N. W., City of Roanoke, Virginia to amend the electric and gas consumer utility tax. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

COMMITTEES-LIBRARIES-CULTURAL SERVICES COMMITTEE:
A communication from Beverly James tendering her resignation as a member of the Cultural Services Committee, effective immediately, was before Council.

(For full text, see communication on file in the City Clerk's Office.)

ACTION: Mr. Harris moved that the communication be received and filed, and that the resignation be accepted. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

COMMITTEES-ROANOKE NEIGHBORHOOD PARTNERSHIP: A communication from Allen L. Clark tendering his resignation as a member of the Roanoke Neighborhood Partnership Steering Committee, effective immediately, was before Council.

(For full text, see communication on file in the City Clerk's Office.)

ACTION: Mr. Harris moved that the communication be received and filed, and that the resignation be accepted. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

COUNCIL-AUDIT COMMITTEE: Minutes of a meeting of the Audit Committee of Roanoke City Council which was held on Monday, August 7, 2000, were before the body.

The Audit Committee considered the following items:

Election of a Chairman

Roanoke City Audit Committee Annual Report - June 30, 2000

Annual Report of the Municipal Auditor - June 30, 2000

Municipal Auditing 2001 Audit Plan

Audit Selection Committee.

(For full text, see Minutes on file in the City Clerk's Office.)

ACTION: Mr. Harris moved that the Minutes be received and filed. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

OATHS OF OFFICE-CITY CLERK-CITY EMPLOYEES-COMMITTEES-CULTURAL SERVICES COMMITTEE-GREENWAY SYSTEM-HUMAN DEVELOPMENT: The following reports of qualification were before Council:

Stephanie M. Moon as Deputy City Clerk of the City of Roanoke, effective September 1, 2000;

George A. Kegley as a member of the Cultural Services Committee for a term ending June 30, 2001;

Lucy R. Ellett as a member of the Roanoke Valley Greenways Commission for a term ending June 30, 2003; and

Cynthia S. Bryant and Margaret C. Thompson as members of the Human Services Committee for terms ending June 30, 2001.

(See Oaths or Affirmations of Office on file in the City Clerk's Office.)

ACTION: Mr. Harris moved that the reports of qualification be received and filed. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

REGULAR AGENDA

HEARING OF CITIZENS UPON PUBLIC MATTERS:

ZONING-COMPLAINTS: A request of Kermit M. Giles, Jr., representing Giles Auto Sales, to address Council with regard to the alleged unlawful removal by the City of seven vehicles and a camping

trailer from his premises located at 4214 Williamson Road, N. W., was before Council.

Mr. Giles was not in attendance; however, the Mayor advised that two persons had expressed a desire to speak to the issue.

Fredrick Williams, Chair, Neighborhood Development Committee of the Williamson Road Action Forum, advised that it was his understanding based on information from the City's Zoning Administrator, that certain vehicles owned by Mr. Giles were towed away because they were in violation of the City's inoperative motor vehicle ordinance. He stated that if there is a need to amend the ordinance in order to be fair, it should be amended, but if the measure is currently in effect, it should be enforced by the City and Mr. Giles should not complain if his vehicles fail to comply with provisions of the ordinance.

Delores Phillips, Director, Williamson Road Area Business Association (WRABA), spoke in support of the remarks of Mr. Williams. She advised that WRABA supports the City in its efforts and believes that it is important for the City and the business community to work together to enforce City and State regulations that are applied uniformly to all citizens/businesses. She stated that representatives of WRABA are working with the City and the business community to insure that regulations are in the best interests of the Williamson Road area, and the Williamson Road Area Business Association supports the City's plan to apply penalties to those businesses that do not comply with the inoperative motor vehicle ordinance.

Matthew Hawkins, President, Williamson Road Action Forum, spoke in support of the City's enforcement efforts relating to inoperative motor vehicles which has helped to improve the appearance of Roanoke's neighborhoods. He stated that no special exceptions should be provided for businesses over private citizens.

Without objection by Council, the Mayor advised that the matter would be referred to the City Manager.

APPALACHIAN POWER COMPANY: Terry L. Hall, General Manager of Community Services, American Electric Power, presented a briefing on the AEP Customer Choice Pilot Program within the Commonwealth of Virginia. He advised that during the 1999-2000

legislative session, the legislature took a cautious planning approach to allowing customers to begin choosing their electricity supplier, the State Corporation Commission then developed a plan for phasing in full customer choice which will take place by 2004, and the pilot program approved by the State Corporation Commission is designed for customers and companies to learn how to shop and to promote customer choice in a deregulated electric market. He stated that AEP is currently looking for 22,000 customers in each of two pilot phases through 2001 and those customers would volunteer to consider choosing a supplier of electricity to their home, commercial establishment or industry. He advised that deregulation basically involves changing from a “vertical” supplier of electricity (for one price a company will mine fuel, transport fuel, generate energy, transmit energy to transmission lines for distribution to the business, home and industry in the communities that it serves which includes billing, collection and all services approved by the State Corporation Commission), to a “horizontal” type approach where the generator will be competition which will be the only part of the former structure that is to be deregulated. He added that transmission will continue to be regulated by Federal authorities and the distribution company will continue to operate as it has in the past and will continue to be regulated by the State Corporation Commission, with only generators or suppliers to be deregulated and they will be required to meet State Corporation Commission standards and strict requirements to compete within the Commonwealth of Virginia. He stated that AEP is one of three pilot programs in place in the state that has been approved, the pilot program is voluntary for customers, and volunteers who submit their names will be contacted by potential suppliers to hear what they have to offer in the way of incentives or other types of approaches to meet their electric power requirements, and customers can then elect to change suppliers or remain with AEP. He added that volunteers may register on line or through one of the toll-free numbers, by fax or by postage paid card. He stated that AEP is encouraging its customers to volunteer and the power company is eager to provide the results to the Commonwealth of Virginia and to the State Corporation Commission.

Without objection by Council, the Mayor advised that the briefing would be received and filed.

BUDGET-HARRISON HERITAGE CENTER: Aletha S. Bolden, Executive Director, Harrison Museum of African-American Culture, appeared before Council to address additional funding needs of the

Harrison Museum and the future of the institution. She introduced Melody Stovall, President, Board of Directors, for presentation of the request.

Ms. Stovall advised that on October 25, 1985, the Harrison Museum opened its doors to the public and during the past two years, the Museum has experienced a drastic decrease in financial support from Roanoke City through its Cultural Services Committee. She further advised that while the Museum has gained ground and financial support from the Commonwealth of Virginia, the City of Salem and the Henry Street Heritage Festival, losing critical financial backing from the City of Roanoke is not acceptable, thus, causing their appearance before City Council today. She stated that the Board of Directors is of the opinion that the Harrison Museum is an essential fourth leg of the Roanoke Valley's total cultural tourism attraction and completes the diversity of such cultural institutions located in the region. She further stated that reduced funding weakens Roanoke City's capacity to serve the cultural needs of the entire community, and the Harrison Museum serves as an institutional hub and anchor of the 5th Street corridor, thus, stabilizing the greater community and enhancing the quality of life that contributes to the economic well being and growth of the Roanoke Valley by offering an unique nitch as a repository of African-American culture and history for all citizens and visitors to enjoy. She advised that as an institution, the Harrison Museum serves as a catalyst in redevelopment and renovation and the Museum and historic Harrison School compliment historic Gainsboro, the Higher Education Center, The Hotel Roanoke, the GOB south upscale apartments, Lincoln 2000, Lick Run Greenway, a revitalized Henry Street and the new tourist information center in the old Norfolk Southern Passenger Station. She noted that the Harrison Museum serves approximately 30,000 persons annually, which includes visitors from out of town, the Henry Street Heritage Festival, speaking engagements by Harrison Museum staff and the Board of Directors, traveling expositions and foot traffic. She stated that the Commonwealth of Virginia has validated the significance of the Harrison Museum, even at a time when the State has cut funding to other agencies. She added that the Harrison Museum received a State Challenge Grant of \$25,000.00 in each year of the last two years and this year's funding tripled to \$75,000.00 which must be matched or the funds will be lost, and the Virginia Commission for the Arts continues to provide operating funds and performing grants to the Harrison Museum. She explained that the Harrison Museum of African-American Culture is requesting \$60,767.00 in additional funds from the City of Roanoke for

fiscal year 2000-01, bringing the total funding level up to \$78,000.00, the amount which was originally requested for this fiscal year. She further requested that the Harrison Museum be treated as a line item in the City's budget for fiscal year 2001-02.

Hanz Wall, Member of the Board of Directors, Harrison Museum of African-American Culture, advised that the ability of the Harrison Museum to provide a broader understanding of the diversity and multi-cultural nature of the Roanoke Valley is crucial. He stated that approximately one year ago, he participated in an advisory committee that reviewed the overall structure of the Harrison Museum, its relationship to the community, and the structure and function of its Board of Directors. During the course of the review, he called attention to the commitment and diligence of the Harrison Museum staff and those persons who were involved in the process, and as a result of the work of the advisory committee, certain recommendations were made regarding every aspect of the Museum's operations and functions, which included reconstruction and redevelopment of a Board of Directors, strict accountability both financially and in terms of management, and at this point the Harrison Museum is stronger than it has been in the last decade. He stated that in conjunction with revitalization of the administrative capacity of the Harrison Museum, the redirection in funding recommended by the City's Cultural Services Committee is even more devastating and at this point the City should be in a position of strengthening and supporting the efforts of the Harrison Museum. He urged that Council fund the Harrison Museum at an appropriate level to enable funding to be brought back up to the point where the Museum can operate efficiently and that planning and reorganization efforts of the Harrison Museum be endorsed and supported by the City of Roanoke.

William Skeen, member of the Board of Directors of Total Action Against Poverty, which has had a long-standing relationship with the Harrison Museum since 1985, requested that Council focus on the fact that the City already has a significant financial investment in the Harrison Museum of over \$1 million and such a significant decrease in funding will jeopardize the City's investment. In closing, he urged that Council take into consideration the long-standing support of the City of Roanoke, the City's investment in the Harrison Museum, the impact of the Harrison Museum on the citizens of the City of Roanoke and that the additional appropriation which has been requested by the Harrison Museum be approved.

Mr. Martin Jeffrey, 517 Rutherford Avenue, N. W., referred to a handout reflecting certain commitments made by the City over the past ten years to other economic development initiatives, and asked that Council review its considerations in the proper context. He inquired if the City owes the Harrison Museum, one of its off spring, a level of support comparable to its support of other off spring such as Explore Park, the Jefferson Center, Center in the Square, the Art Museum of Western Virginia, the Higher Education Center, etc., which are all worthy projects that meet the threshold of broadening community benefit, generating tax revenues and other returns on public investment, as does the Harrison Museum. He pointed out that the funding commitment by the Commonwealth of Virginia speaks in support of the Harrison Museum's significance and viability and its value to the Commonwealth. He pointed out that \$78,000.00 for the Harrison Museum is not a large sum of money, especially since the City has acted in various ways upon its commitment to other projects by appropriating millions of dollars.

The Reverend Carl T. Tinsley, 2647 Springhill Drive, N. W., called attention to the services offered by the Harrison Museum which provides a link with the history of African-American culture. He requested that Council consider additional funding to help the Harrison Museum reach its full potential. He referred to the condition of streets and sidewalks in the lower northwest neighborhood, and overgrown grass, weeds and trash leading up to the Harrison Museum that needs attention by the City. He requested that Council take into consideration the historical value of the Harrison Museum for all citizens, especially children, and that the Harrison Museum be considered as a part of Roanoke's heritage and its community by providing the requested level of support.

Mr. White moved that the request for an additional \$60,767.00 be referred to 2001-02 budget study. The motion was seconded by Mr. Bestpitch and unanimously adopted.

Mr. White further moved that the City Manager be requested to review the financial history of funding of the Harrison Museum of African-American Culture outside of the City's budget process over the past ten years, with a report to Council and to the Board of Directors of the Harrison Museum as soon as possible. The motion was seconded by Ms. Wyatt and unanimously adopted.

From the floor, Dr. Rupert Cutler requested to speak; whereupon,

the Mayor advised that he had not registered with the staff assistant. Dr. Cutler proceeded to advise that the Harrison Museum's financial crisis is in the current fiscal year and not in fiscal year 2001-02.

Mr. Martin Jeffrey asked to respond to Mr. White's motion, to which the Mayor advised that he had allotted Mr. Jeffrey seven minutes to make his previous remarks; whereupon, the Mayor inquired if Council would like to make an exception to its rules of procedure to enable Mr. Jeffrey to make additional remarks.

Mr. White requested a point of personal privilege to allow Mr. Jeffrey to make additional remarks.

Mr. Bestpitch advised that the issue was properly presented to Council by the citizens who previously spoke, Council adopted two motions in response to those concerns, there is an opportunity for citizens to contact individual members of Council to participate in the budget process and to contact the Cultural Services Committee; therefore, it is time for Council to move on to its next item of business on the agenda.

Without objection by Council, the Mayor advised that Council would proceed to the next agenda item.

PETITIONS AND COMMUNICATIONS: None

REPORTS OF OFFICERS:

CITY MANAGER:

BRIEFINGS:

ITEMS RECOMMENDED FOR ACTION:

CITY CODE-HOUSING/AUTHORITY-GRANTS: The City Manager submitted a written report advising that Section 2-124 of the City Code authorizes the City Manager to apply for Federal and State grants on behalf of the City if no City funds are to be obligated as a local share commitment; if obligation of City funds is required for a local share commitment as part of the grant application, Council approval is required to apply for the grant; Section 2-124 also stipulates that Council approval is required to formally accept any Federal or State grant received; on August 5, 1996, Council adopted Ordinance No.

33059-080596, amending Section 2-124 of the City Code to authorize the City Manager to execute documents relating to grant funds, or the sub-grant of funds to sub-recipients, in amounts up to \$25,000.00; and the City Manager was also authorized to execute any amendment to any grant or sub-grant agreement, provided such amendment does not change the net amount of grant funds involved by more than \$25,000.00.

It was further advised that Council annually approves the Consolidated Plan Action Plan, listing projects to be funded with grant funds received from the U. S. Department of Housing and Urban Development (HUD), and appropriates funding for each project; implementation of any project in the plan requires an agreement between the City and the sub-grantee, describing the intended use of funding for the project; all appropriation funding is subject to Council approval prior to execution of a sub-grant agreement between the City and the sub-grantee; currently, Section 2-124 requires that any project receiving more than \$25,000.00 in HUD grant funding must receive Council's approval authorizing the City Manager to execute the agreement; in order to improve administrative efficiency and to promote fiscal consistency with the current procurement procedure under which the City Manager can approve bids of \$75,000.00 or less without seeking Council approval, an amendment to Section 2-124 of the City Code is requested to increase the current grant/sub-grant approval threshold from \$25,000.00 to \$75,000.00; and the amendment threshold will remain at \$25,000.00, consistent with the City's current policy regarding construction contract change orders.

The City Manager recommended that Council adopt a measure amending Section 2-124 Code of the City of Roanoke (1979), as amended, to increase the current \$25,000.00 threshold limiting the execution of grant documents by the City Manager to \$75,000.00.

(For full text, see report on file in the City Clerk's Office.)

Mr. Harris offered the following emergency ordinance:

(#35044-090500) AN ORDINANCE amending and reordaining §2-124, Application for grants by city manager; authority of city manager to execute documents, of Article V, City Manager, of Chapter 2, Administration, of the Code of the City of Roanoke (1979), as amended, to provide for the authorization of the City Manager to file applications for certain funds, and to execute certain documents and amendment to such documents; and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 63, page 439.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35044-090500. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

Mr. Bestpitch offered a friendly amendment to the proposed ordinance; i.e: Section 2-124(a), page one, line eight, the word “or” should be substituted for the word “of” before “the state government.”

TRAFFIC-BUDGET-PARKS AND RECREATION-CAPITAL IMPROVEMENTS PROGRAM-STREETS AND ALLEYS: The City Manager submitted a written report advising that Hill Studio, P. C., has completed the conceptual plans for the Mill Mountain Zoo Master Plan, which proposes to expand the zoo with the addition of an office area, a veterinary services building, numerous animal viewing shelters and exhibits, etc.; and in order to complete the addition and to lessen the impact of heavy construction equipment within the zoo area, Beth Poff, Director of the Mill Mountain Zoo, approached the City regarding the construction of an access road to be utilized as a construction entrance and as a service road once the project is complete, which will help to minimize the risk of exposing the zoo’s visitors to construction traffic.

It was further advised that Hill Studio, P. C., intends to have the zoo’s construction documents completed by the end of September; Mill Mountain Zoo expansion is dependent upon the access road being constructed and the zoo’s construction documents being finalized, and once these events occur, Mill Mountain Zoo expansion will begin; Caldwell White Associates has been hired by the City to provide a conceptual plan to determine the cost and a feasible alignment to minimize the impact of grading an access road on Mill Mountain; funding in the amount of \$65,000.00 is available in the prior year CMERP account, \$40,000.00 from 1998 CMERP and \$25,000.00 from 1999 CMERP; funds can be appropriated from General Fund, Account No. 001-3323, to an account to be established by the Director of Finance, entitled “Mill Mountain Zoo Access Road”; and it is expected that allocation of the \$65,000.00 in funds for the project will be approximately \$5,000.00 for engineering costs, with the remaining \$60,000.00 to be

used for construction of the access road.

The City Manager recommended that Council appropriate \$65,000.00, which is available in the prior year CMERP account, from General Fund, Account No. 001-3323, to an account to be established by the Director of Finance, entitled, "Mill Mountain Zoo Access Road," in the Capital Projects Fund.

(For full text, see report on file in the City Clerk's Office.)

Mr. Harris offered the following emergency budget ordinance:

(#35045-090500) AN ORDINANCE to amend and reordain certain sections of the 2000-2001 General and Capital Projects Fund Appropriations, and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 63, page 441.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35045-090500. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, White, Wyatt and Mayor Smith-----6.

NAYS: None-----0.

(Council Member Hudson was out of the Council Chamber.)

BUDGET-CMERP-STREETS AND ALLEYS: The City Manager submitted a written report advising that on May 15, 2000, Council accepted the bid of and authorized the City Manager to enter into a contractual agreement with Adams Construction Company, in the amount of \$1,952,443.10 for the Fiscal Year 1999-2000 Paving Program; the Annual Paving Program contract uses funds that span two fiscal years in the General Fund; funds in the amount of \$400,626.00 were unobligated at the close of fiscal year 1999-2000 in the Street Paving account; and unobligated funds need to be reappropriated to the Street Paving account and encumbered to Adams Construction Company to complete the paving contract.

The City Manager recommended that Council reappropriate \$400,626.00 in CMERP funds to Street Paving, Account No. 001-530-4120-2010.

(For full text, see report on file in the City Clerk's Office.)

Mr. Harris offered the following emergency budget ordinance:

(#35046-090500) AN ORDINANCE to amend and reordain certain sections of the 2000-2001 General Fund Appropriations, and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 63, page 442.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35046-090500. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

CITY PROPERTY-JEFFERSON CENTER-LEASES: The City Manager submitted a written report advising that Council considered a report dated July 3, 2000, regarding the Jefferson Center Lease extension from the Water Resources Committee and advertised a public hearing which was held on August 21, 2000; at the August 21, meeting, a bid from the Jefferson Center Foundation, Ltd., was received to extend the lease dated November 1, 1991, to provide for a new term of June 1, 2001, to May 31, 2041; and all other terms of the existing lease shall remain unchanged.

The City Manager recommended that Council authorize an extension of the term of the existing lease between the City of Roanoke and the Jefferson Center Foundation, Ltd., dated November 1, 1991, to provide for a new term ending May 31, 2041, in accordance with the bid received from the Jefferson Center Foundation, Ltd.

(For full text, see report on file in the City Clerk's Office.)

ACTION: Mr. Hudson moved that the following ordinance be placed upon its first reading:

(#35047) AN ORDINANCE authorizing the extension of an existing lease between the City of Roanoke and the Jefferson Center Foundation, Ltd., for the lease of property known as the Jefferson

Center and adjacent grounds, lying at 540 Campbell Avenue, S. W., including the adjacent parking lot on Luck Avenue, S. W.

(For full text of Ordinance, see Ordinance Book No. 63, page 449.)

The motion was seconded by Mr. Bestpitch and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

HUMAN DEVELOPMENT-BLUE RIDGE COMMUNITY SERVICES:
The City Manager submitted a written report advising that the Board of Directors, Blue Ridge Community Services, adopted revisions to its By-Laws on June 15, 2000, as follows:

- The name of the agency will become Blue Ridge Behavioral Healthcare, effective January 1, 2001, to better reflect its mission. (Article 1, Section 1, 3; Article IV, Section 8; Article X, Sections 1, 2, 3, 4, 5)
- The ordering of Officers and their duties was clarified. (Article 8, Sections 1, 2e, 3, 4, 5)
- The composition of the meeting quorum was redefined. (Article 4, Section 8)
- Standing Committees were renamed and redefined to comply with service restructuring. (Article IX, Sections 3, 4, 5, 6)
- References to New Board Member Orientation were deleted because they are required elsewhere by regulation. (Article XII)
- Renumbering of Articles XIII, XIV, and XV due to deletion of Article XII, Orientation of New Board Member.
- The period of Notice for By-Laws Changes was increased from five days to 15 days. (Article XIV)

The City Manager recommended that Council approve By-Laws

changes as requested by the Board of Directors of Blue Ridge Community Services and required by regulations promulgated under Title 37.1, Chapter 10, Code of Virginia, 1950, as amended.

(For full text, see report on file in the City Clerk's Office.)

Mr. Bestpitch offered the following resolution:

(#35048-090500) A RESOLUTION ratifying amendments to the By-Laws to Blue Ridge Community Services.

(For full text of Resolution, see Resolution Book No. 63, page 443.)

ACTION: Mr. Bestpitch moved the adoption of Resolution No. 35048-090500. The motion was seconded by Ms. Wyatt and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

BUDGET-GRANTS-YOUTH: The City Manager submitted a written report advising that the Office on Youth received its first grant from the Virginia Delinquency Prevention and Youth Development Act (VA DP&YD) on June 17, 1980; this year, the City applied for and received funding from the VA DP&YD Act, which grant will provide the continuation of coordinated planning and program implementation of the Office on Youth; and the fiscal year 2000-2001 grant budget totals \$80,281.00.

The City Manager recommended that she be authorized to execute the appropriate documents to accept the State grant and that Council appropriate grant funds to certain revenue and expenditure accounts in the Grant Fund.

(For full text, see report on file in the City Clerk's Office.)

Mr. Hudson offered the following emergency budget ordinance:

(#35049-090500) AN ORDINANCE to amend and reordain certain sections of the 2000-2001 Grant Fund Appropriations, and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 63, page 444.)

ACTION: Mr. Hudson moved the adoption of Ordinance No. 35049-090500. The motion was seconded by Mr. Bestpitch and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

 Mr. Hudson offered the following resolution:

 (#35050-090500) A RESOLUTION authorizing acceptance of a grant from the Virginia Delinquency Prevention and Youth Act Prevention on behalf of the City to continue coordinated planning and program implementation of the Office on Youth, and authorizing execution of any and all necessary documents to comply with the terms and conditions of the grant and applicable laws, regulations, and requirements pertaining thereto.

(For full text of Resolution, see Resolution Book No. 63, page 446.)

ACTION: Mr. Hudson moved the adoption of Resolution No. 35050-090500. The motion was seconded by Mr. Bestpitch and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

BUDGET-GRANTS-YOUTH: The City Manager submitted a written report advising that the City of Roanoke continues to provide wholesome activity for the nutritional needs of children and youth during the summer months through its Office on Youth supervised Summer Nutrition Program; funds for the program, now in its seventh year, are provided through the United States Department of Agriculture Food and Nutrition Services; the program is similar in concept to the National School Lunch Program with eligibility requirements much like those used to determine eligibility for free or reduced priced meals during the school year; the purpose of the program is to provide nutritionally balanced healthy meals to children ages one through 18;

adult summer staff manage the program, however, some youth are hired to assist at the feeding locations; and local cash match in the amount of \$15,245.00 was appropriated in the fiscal year 2000-01 General Fund budget, Transfer to Grant Fund, Account No. 001-250-9310-9535.

The City Manager recommended that she be authorized to accept Federal funds in the amount of \$86,505.00 from the United States Department of Agriculture Food and Nutrition Service; that the Director of Finance be authorized to establish a revenue estimate in the amount of \$101,750.00, and that Council appropriate funds to expenditure accounts listed in the report.

(For full text, see report on file in the City Clerk’s Office.)

Mr. Hudson offered the following emergency budget ordinance:

(#35051-090500) AN ORDINANCE to amend and reordain certain sections of the 2000-2001 Grant Fund Appropriations, and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 63, page 447.)

ACTION: Mr. Hudson moved the adoption of Ordinance No. 35051-090500. The motion was seconded by Mr. Bestpitch and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

Mr. Hudson offered the following resolution:

(#35052-090500) A RESOLUTION authorizing acceptance of reimbursement from the United States Department of Agriculture Food and Nutrition Service on behalf of the City for program costs for the implementation of the summer program, and authorizing execution of any and all necessary documents to comply with the terms and conditions of the grant and applicable laws, regulations, and requirements pertaining thereto.

(For full text of Resolution, see Resolution Book No. 63, page 448.)

ACTION: Mr. Hudson moved the adoption of Resolution No. 35052-090500.

The motion was seconded by Mr. Bestpitch and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

DIRECTOR OF FINANCE:

DIRECTOR OF FINANCE-AUDITS/FINANCIAL REPORTS: The Director of Finance submitted the Financial Report for the City of Roanoke for the month of July, 2000.

(For full text, see Financial Report on file in the City Clerk’s Office.)

ACTION: Without objection by Council, the Mayor advised that the Financial Report would be received and filed.

CITY ATTORNEY:

CITY PROPERTY-CHURCH AVENUE PARKING GARAGE-HOSPITALS-VIRGINIA TECH-WATER RESOURCES-RIVERSIDE CENTRE: The City Attorney submitted a written report advising that at the regular meeting of Council on Monday, August 21, 2000, Council adopted Ordinance No. 35041, providing for the lease of a portion of the Church Avenue Parking Garage to Carilion Biomedical Institute (“CBI”) for use as office space; however, the ordinance inadvertently contained an emergency provision. It was explained that Section 13 of the City Charter provides that no measure selling or leasing City property may be adopted without a second reading; accordingly, Ordinance No. 35041 has been modified for Council’s consideration by removing the emergency provision and by authorizing the City Manager to execute the Lease Agreement with a retroactive date as early as September 1, 2000; adoption of the ordinance will satisfy the Charter requirement and will allow the project to proceed without interruption; and in the interim, the City Manager will grant a temporary permit to allow CBI’s occupancy of the premises, upon CBI’s submission of the requisite insurance certificate and other documentation to protect the interests of the City.

(For full text, see report on file in the City Clerk’s Office.)

Mr. Harris offered the following ordinance for its second reading

and final adoption:

(#35041-090500) AN ORDINANCE authorizing the City Manager to enter into an agreement with Carilion Biomedical Institute for the lease of office space at 111-117 Church Avenue Parking Garage, upon certain terms and conditions.

(For full text of Ordinance, see Ordinance Book No. 63, page 436.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35041-090500. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

REPORTS OF COMMITTEES: None.

UNFINISHED BUSINESS:

BUDGET-DOWNTOWN ROANOKE, INCORPORATED-ECONOMIC DEVELOPMENT-IMAX THEATRE: Council at its regular meeting on Monday, August 7, 2000, having deferred action on a report of the City Manager recommending appropriation of \$300,000.00 in connection with development of the Art Museum/IMAX Theatre project in downtown Roanoke, pending receipt of a written cooperation agreement between the City and the Art Museum, the matter was again before the body. The City Manager submitted a written report advising that City staff has met with representatives of the Art Museum of Western Virginia to establish terms for a performance agreement between the City and the Museum; the meeting was held on August 17, 2000; basic terms relating to allocation of the \$4 million pledge from the City to the Museum have been established as well as terms of the conveyance of the one-acre parcel of land between Market Street and Salem Avenue under the former Hunter Viaduct to the Western Virginia Foundation for the Arts and Sciences (WVFAS); the City Attorney's Office will prepare an Agreement for review and approval by the Art Museum; and it is anticipated that the agreement will be available for review by Council at one of its October meetings.

The City Manager requested that action on the matter be deferred until such time as the agreement is ready for review.

(For full text, see report on file in the City Clerk's Office.)

Without objection by Council, the Mayor advised that the report of the City Manager would be received and filed.

INTRODUCTION AND CONSIDERATION OF ORDINANCES AND RESOLUTIONS:

ZONING: Ordinance No. 35030, repealing the conditions now binding upon parcels of land designated as Official Tax Nos. 6380101, 6380102 and 6370306, and that Ordinance Nos. 30840-012192, and 33852-060198, accepting said conditions, be repealed to the extent that they rezone the subject property and accept and place such conditions on said property; and that certain tract of land containing a combined total of 9.5 acres, more or less, lying on the east side of Peters Creek Road, N. W., designed as Official Tax Nos. 6380104, 6380101, 6380102, and 3370306, be, rezoned from RS-3, Single Family Residential District, to C-2, General Commercial District, subject to certain proffers contained in the combined Second Amended Petition filed in the Office of the City Clerk on August 1, 2000, be amended to reflect changes in the proffered conditions and rezoning of the subject parcels, as set forth in a report of the City Planning Commission dated August 21, 2000, having previously been before the Council for its first reading on Monday, August 21, 2000, read and adopted on its first reading and laid over, was again before the body, Mr. Harris offering the following for its second reading and final adoption:

(#35030-090500) AN ORDINANCE to amend §§36.1-3 and 36.1-4, Code of the City of Roanoke (1979), as amended, and Sheet Nos. 637 and 638, Sectional 1976 Zone Map, City of Roanoke, in order to repeal certain conditions presently binding upon certain property previously conditionally zoned C-2, General Commercial District, and to rezone certain property within the City, subject to certain conditions proffered by the applicant.

(For full text of Ordinance, see Ordinance Book No. 63, page 424.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35030-090500. The motion was seconded by Mr. Hudson and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

STREETS AND ALLEYS: Ordinance No. 35031, permanently vacating, discontinuing and closing that certain 0.23-acre, more or less, portion of Highland Avenue, S. E., beginning at the northwesterly corner of Lot 8, Block 10, Official Survey No. 3, and running in an easterly direction to a previously closed portion of Highland Avenue, S. E., having previously been before the Council for its first reading on Monday, August 21, 2000, read and adopted on its first reading and laid over, was again before the body, Mr. Hudson offering the following for its second reading and final adoption:

(#35031-090500) AN ORDINANCE permanently vacating, discontinuing and closing certain public right-of-way in the City of Roanoke, Virginia, as more particularly described hereinafter.

(For full text of Ordinance, see Ordinance Book No. 63, page 426.)

ACTION: Mr. Hudson moved the adoption of Ordinance No. 35031-090500. The motion was seconded by Mr. Harris and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

STREETS AND ALLEYS: Ordinance No. 35032, permanently vacating, discontinuing and closing that certain alley extending in an easterly direction for a distance of approximately 440 feet from 25th Street to an alley running from Shenandoah Avenue to 24th Street, having previously been before the Council for its first reading on Monday, August 21, 2000, read and adopted on its first reading and laid over, was again before the body, Mr. Carder offering the following for its second reading and final adoption:

(#35032-090500) AN ORDINANCE permanently vacating, discontinuing and closing certain public right-of-way in the City of Roanoke, Virginia, more particularly described hereinafter.

(For full text of Ordinance, see Ordinance Book No. 63, page 428.)

ACTION: Mr. Carder moved the adoption of Ordinance No. 35032-090500. The motion was seconded by Mr. Hudson and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

STREETS AND ALLEYS: Ordinance No. 35038, permanently vacating, discontinuing and closing that certain 12' alley extending approximately 180 feet along the entire northern property line of a parcel identified by Official Tax No. 2013605, to the easternmost right-of-way boundary of First Street, N. W., having previously been before the Council for its first reading on Monday, August 21, 2000, read and adopted on its first reading and laid over, was again before the body, Mr. Hudson offering the following for its second reading and final adoption:

(#35038-090500) AN ORDINANCE permanently vacating, discontinuing and closing certain public right-of-way in the City of Roanoke, Virginia, as more particularly described hereinafter.

(For full text of Ordinance, see Ordinance Book No. 63, page 431.)

ACTION: Mr. Hudson moved the adoption of Ordinance No. 35038-090500. The motion was seconded by Mr. Harris and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

SEWERS AND STORM DRAINS-EASEMENTS-CITY PROPERTY-SCHOOLS: Ordinance No. 35039, authorizing the granting of a variable width easement for installation of overhead and underground electric power service across City-owned property located on the Garden City Elementary School site, upon certain terms and conditions, more particularly set forth in a report of the Water Resources Committee dated April 21, 2000, having previously been before the Council for its first reading on Monday, August 21, 2000, read and adopted on its first reading and laid over, was again before the body, Mr. Carder offering the

following for its second reading and final adoption:

(#35039-090500) AN ORDINANCE authorizing the granting of a variable width easement for installation of overhead and underground electric power service across City-owned property located on the Garden City Elementary School site, upon certain terms and conditions.

(For full text of Ordinance, see Ordinance Book No. 63, page 433.)

ACTION: Mr. Carder moved the adoption of Ordinance No. 35039-090500. The motion was seconded by Mr. Harris and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

STREETS AND ALLEYS: Ordinance No. 35040, authorizing the alteration and closing by barricade of that portion of First Street, N. W., as the same extends between Shenandoah Avenue, and Centre Avenue, N. W., having previously been before the Council for its first reading on Monday, August 21, 2000, read and adopted on its first reading and laid over, was again before the body, Mr. Hudson offering the following for its second reading and final adoption:

(#35040-090500) AN ORDINANCE authorizing the alteration and closing by barricade of certain public right-of-way in the City of Roanoke, Virginia, as are more particularly described hereinafter.

(For full text of Ordinance, see Ordinance Book No. 63, page 434.)

ACTION: Mr. Hudson moved the adoption of Ordinance No. 35040-090500. The motion was seconded by Mr. Harris and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

AIRPORT-COUNCIL: Mr Hudson offered the following resolution changing the place and time of commencement of the regular meeting of City Council scheduled to be held at 12:15 p.m., on Monday,

September 18, 2000, from the Emergency Operations Center, 1st Floor, Municipal Building, 215 Church Avenue, S. W., to 12:00 Noon, at the Wyndham Roanoke Hotel, 2801 Hersberger Road, N. W., with the 3:00 p.m. session on the same date to be held at William Ruffner Middle School Cafeteria, 3601 Ferncliff Avenue, N. W., City of Roanoke.

(#35053-090500) A RESOLUTION changing the place and time of commencement of the regular meeting of City Council scheduled to be held at 12:15 p.m., on Monday, September 18, 2000.

(For full text of Resolution, see Resolution Book No. 63, page 448.)

ACTION: Mr. Hudson moved the adoption of Resolution No. 35053-090500. The motion was seconded by Mr. Harris and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

MOTIONS AND MISCELLANEOUS BUSINESS:

INQUIRIES AND/OR COMMENTS BY THE MAYOR AND MEMBERS OF COUNCIL:

STATE HIGHWAYS-TRAFFIC-ACTS OF ACKNOWLEDGEMENT: Vice-Mayor Carder commended Virginia Department of Transportation officials for the improved appearance of I-581, specifically entrances to and exits from the City, and requested that the Mayor forward a letter of appreciation on behalf of the City of Roanoke to VDOT officials.

ACTS OF ACKNOWLEDGEMENT-PARKS AND RECREATION-CITY EMPLOYEES: Council Member Wyatt requested that the Mayor forward a letter of appreciation to Ms. Marilyn Arbogast, City of Roanoke Horticulturist, for her efforts to beautify the City of Roanoke through the planting of flowers, hanging flower baskets, and shrubbery, etc.

MENTAL HEALTH SERVICES-DISABLED PERSONS: Council Member Wyatt referred to a recent tour by City and State officials of the City's adult group homes, and advised that proposed and future changes in service will lead to a more positive life style for residents of the facilities.

OTHER HEARING OF CITIZENS UPON PUBLIC MATTERS:

COMPLAINTS-STREETS AND ALLEYS: Ms. Mary H. Tunnell, 3830 Bohon Street, N. E., called attention to the need to repave Bohon Street, N. E.

The remarks were referred to the City Manager for response.

COMPLAINTS-PARKS AND RECREATION-TREES-STREETS AND ALLEYS: Mr. Andrew Tunnell, 3820 Bohon Street, N. E., requested that trees be trimmed so that the Star on Mill Mountain is visible from I-581. He expressed concern regarding potholes on Williamson Road and the need to lower manhole covers on Williamson Road.

The remarks were referred to the City Manager for response.

At 5:15 p.m., the Mayor declared the meeting in recess.

At 5:40 p.m., the meeting reconvened in the Breckinridge Middle School Cafeteria, with Mayor Smith presiding, and all Members of the Council in attendance.

ACTION: **COUNCIL:** With respect to the Closed Meeting just concluded, Mr. Carder moved that each Member of City Council certify to the best of his or her knowledge that: (1) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act; and (2) only such public business matters as were identified in any motion by which any Closed Meeting was convened were heard, discussed or considered by City Council. The motion was seconded by Mr. Harris and adopted by the following vote:

AYES: Council Members Bestpitch, Carder, Harris, Hudson, White, Wyatt and Mayor Smith-----7.

NAYS: None-----0.

There being no further business, the Mayor declared the meeting adjourned at 5:42 p.m.

A P P R O V E D

ATTEST:

Mary F. Parker
City Clerk

Ralph K. Smith
Mayor

REGULAR WEEKLY SESSION-----ROANOKE CITY COUNCIL

September 18, 2000

12:00 Noon

The Council of the City of Roanoke met in regular session on Monday, September 18, 2000, at 12:00 Noon, the regular meeting hour, at the Wyndham Roanoke Hotel, 2801 Hersherberger Road, N. W., City of Roanoke, Virginia, pursuant to Chapter II, Administration, Article II, City Council, Section 2-15, Rules of Procedure, Rule I, Regular Meetings, Code of the City of Roanoke (1979), as amended, and pursuant to Resolution No. 35035-090500 adopted by the Council on September 5, 2000, with Mayor Ralph K. Smith presiding.

PRESENT: Council Members William White, Sr., Linda F. Wyatt, William D. Bestpitch, William H. Carder, C. Nelson Harris, W. Alvin Hudson, Jr., and Mayor Ralph K. Smith-----7.

ABSENT: None-----0.

OFFICERS PRESENT: Darlene L. Burcham, City Manager; James D. Ritchie, Sr., Deputy City Manager; William M. Hackworth, City Attorney; James D. Grisso, Director of Finance; and Mary F. Parker, City Clerk.

Jacqueline L. Shuck, Executive Director, Roanoke Regional Airport, advised that the Airport Commission contracted with The Boyd Group/ASRC, Inc., Aviation Consultant, Research and Forecasting, to study the aviation industry in general for the Roanoke region in comparison to service in other similarly sized cities in the southeastern United States. She further advised that the quality of the region's air service is an important element in its ability to compete effectively in the marketplace; in order to obtain a current and objective evolution of the quality of air service currently available in the Roanoke region, the Roanoke Regional Airport Commission contracted with the Boyd Group to perform the necessary analysis; and specifically, the Boyd Group was asked to research, evaluate and compare the level of air service and fares at Roanoke Regional Airport to that which is offered at airports in nine other cities, which cities were identified as being generally comparable to and competitive with the Roanoke and New River Valley area in terms of the types of business being recruited or encouraged to expand.

Ms. Shuck called upon Michael Boyd, President of the Boyd Group, who is widely recognized as an expert in the field of air service, for presentation of the report.

(See summary of findings on file in the City Clerk's office.)

At 1:35 p.m., the Mayor declared the meeting in recess to be recovered at 3:00 p.m., in the William Ruffner Middle School Cafeteria; 3601 Ferncliff Avenue, N. W., City of Roanoke.

At 3:00 p.m., on Monday, September 18, 2000, the regular meeting of City Council reconvened in the William Ruffner Middle School Cafeteria, 3601 Ferncliff Avenue, N. W., City of Roanoke, pursuant to Chapter II, Administration, Article II, City Council, Section 2-15, Rules of Procedure, Rule I, Regular Meetings, Code of the City of Roanoke (1979), as amended, and pursuant to Resolution No. 35035-090500 with Mayor Ralph K. Smith.

PRESENT: Council Members William White, Sr., Linda F. Wyatt, William D. Bestpitch, William H. Carder, C. Nelson Harris, W. Alvin Hudson, Jr., and Mayor Ralph K. Smith-----7.

ABSENT: None-----0.

OFFICERS PRESENT: Darlene L. Burcham, City Manager; James D. Ritchie, Sr., Deputy City Manager; William M. Hackworth, City Attorney; James D. Grisso, Director of Finance; and Mary F. Parker, City Clerk.

The reconvened meeting was opened with a prayer by Council Member C. Nelson Harris.

The Pledge of Allegiance to the Flag of the United States of America was led by Mayor Smith.

PRESENTATIONS:

CITY ATTORNEY-DECEASED PERSONS: Mr. Bestpitch offered the following Resolution memorializing the late Judith M. Hackworth, wife of City Attorney William Hackworth, who passed away on September 18, 2000.

(#35054-091800) A RESOLUTION memorializing the late Judith M. Hackworth.

(For full text of Resolution, see Resolution Book No. 63, page 451.)

ACTION: Mr. Bestpitch moved the adoption of Resolution No. 35054-091800. The motion was seconded by Mr. Carder and adopted

by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Harris, Hudson and Mayor Smith-----7.

NAYS: None-----0.

JEFFERSON CENTER-DECEASED PERSONS:

Mr. Harris offered the following Resolution memorializing the late Beverly T Fitzpatrick, Sr., unit leader and former judge who passed away on September 16, 2000.

(#35055-091800) A RESOLUTION memorializing the late Beverly Thomas Fitzpatrick, Sr., beloved civic leader and former judge of the City's Municipal and General District Courts.

(For full text of Resolution, see Resolution Book No. 63, page 452.)

ACTION: Mr. Harris moved the adoption of Resolution No. 35055-091800. The motion was seconded by Mr. Hudson and adopted by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Harris, Hudson and Mayor Smith-----7.

NAYS: None-----0.

CONSENT AGENDA

The Mayor advised that all matters listed under the Consent Agenda were considered to be routine by the Members of Council and would be enacted by one motion in the form, or forms, listed on the Consent Agenda, and if discussion was desired, that item would be removed from the Consent Agenda and considered separately.

MINUTES: Minutes of the Financial Planning Session of City Council held on Saturday, March 4, 2000; and regular meetings of Council held on Monday, April 3, 2000, and Monday, April 17, 2000, were before the body.

(For full text, see Minutes on file in the City Clerk's Office.)

ACTION: Mr. Hudson moved that the reading of the Minutes be dispensed with and that the Minutes be approved as recorded. The motion was seconded by Mr. Harris and adopted by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Harris, Hudson and Mayor Smith-----7.

NAYS: None-----0.

OATHS OF OFFICE-COMMITTEES-COMMUNITY PLANNING: A communication from Evelyn S. Lander tendering her resignation as a member of the Metropolitan Planning Organization of the Roanoke Valley-Alleghany Regional Commission, was before Council.

(For full text, see communication on file in the City Clerk's Office.)

ACTION: Mr. Hudson moved that the communication be received and filed, and that the resignation be accepted. The motion was seconded by Mr. Harris and adopted by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Harris, Hudson and Mayor Smith-----7.

NAYS: None-----0.

HUMAN DEVELOPMENT COMMITTEE-OATHS OF OFFICE-COMMITTEES: A report of qualification of Evelyn F. Board as a member of the Human Services Committee for a term ending June 30, 2001, was before Council.

(See Oath or Affirmation of Office on file in the City Clerk's Office.)

ACTION: Mr. Hudson moved that the report of qualification be received and filed. The motion was seconded by Mr. Harris and adopted by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Harris, Hudson and Mayor Smith-----7.

NAYS: None-----0.

REGULAR AGENDA

HEARING OF CITIZENS UPON PUBLIC MATTERS:

COMMONWEALTH'S ATTORNEY:

M. Don Caldwell, Commonwealth's Attorney, reported on the Cost Collection Unit which is administered by the Commonwealth Attorney's Office, for fiscal year 1999-2000, and presented information summarizing the program over the past six years. He advised that the Commonwealth's Attorney is charged, by statute, with the responsibility of collecting outstanding fines and costs within the court system; however, it was only in the late 1990's that the State provided legislation that allowed for funding to accomplish that purpose. He stated that the Commonwealth of Virginia offers three alternatives for cost collection; i.e.: to refer the matter to the State Department of Taxation, to refer the matter to private collections or, to establish an in house program. He explained that in 1994, the Commonwealth's Attorney and the City of Roanoke elected to use the in house collection program, primarily because it provides an opportunity for the locality to make additional money and the locality benefits from the fact that most fines and costs that are assessed are assessed as state revenue. He added that if the locality has an in house program, it allows state money and local money to be deposited in one common account and after expenses are incurred, remaining funds can be divided 50 - 50 between the State and the locality; and historically, Roanoke City has found that fines are collected at approximately an 80 - 20 ratio, 80 per cent State dollars and 20 per cent local dollars. He advised that for fiscal year 2000-01, the City collected approximately \$87,000.00 in past due fines and costs which is local money and after expenses are factored out and divided 50 - 50 with the State, the City actually collected \$118,532.00, which represents approximately \$32,000.00 more than was collected in local fines and costs, or about a 36 per cent increase in local money that goes into the City's General Fund. He explained that the program was set up with the locality agreeing to underwrite any losses incurred; however, the City did not experience any losses except in the initial start-up year when the program operated for eight months and most of the loss was in equipment and start up fees.

Without objection by Council, the Mayor advised that the report of the Commonwealth's Attorney would be received and filed.

PETITIONS AND COMMUNICATIONS:

SEGREGATION/INTEGRATION-CITY COUNCIL-NATIONAL LEAGUE OF CITIES: A communication from Council Member William D. Bestpitch calling attention to an article in the September 4 edition of Nation's Cities Weekly indicating that citizens and City leaders all over America are encouraged to add their voices to local efforts taking place around the country and in Washington, D. C., on September 20 as part of a demonstration led by the National League of Cities to rally against racism, was before Council.

He explained that National Undoing Racism Day launches the Campaign to Promote Racial Justice, a major initiative in conjunction with more than 200 cities to eliminate racism and to advance racial justice in the nation's communities; and the effort, led by NLC President Bob Knight, who is also Mayor of Wichita, Kansas, is aimed at raising awareness about issues of racism and the problems that many minorities are still subjected to in their daily lives, and at the same time drawing attention to local efforts to do away with racism.

Mr. Bestpitch proposed that the City of Roanoke adopt a resolution lending its support to the "National Undoing Racism Day Rally" which will be held at Freedom Plaza, 1301 Pennsylvania Avenue, and is located just three blocks from the White House, at which time NLC President Knight, City officials and leaders of other organizations who support the NLC's campaign will participate in the Washington event at 12:00 noon on September 20.

(For full text, see communication on file in the City Clerk's office.)

Mr. Bestpitch offered the following Resolution:

(#35056-091800) A RESOLUTION lending the City's support to the National League of Cities Campaign to Promote Racial Justice which will be launched on September 20, 2000, in Washington, D. C.

(For full text of Resolution, see Resolution Book No. 63, page 454.)

ACTION: Mr. Bestpitch moved the adoption of Resolution No. 35056-091800. The motion was seconded by Ms. Wyatt and adopted by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Harris, Hudson and Mayor Smith-----7.

NAYS: None-----0.

BUDGET-CLERK OF COURTS-CIRCUIT COURT-GRANTS-EQUIPMENT: A communication from the Honorable Arthur B. Crush, III, Clerk of Circuit Court, advising that the Clerk of Circuit Court is responsible, by statute, for the recordation of legal instruments which include land records, marriage licenses, financing statements, assumed names, wills and other probate records, and law, chancery and criminal orders; records must be maintained and be made available to the public; the Optical Character Recognition System, also known as the Records Management Indexing/Scanning System, currently in use to record the above-referenced records can no longer facilitate the volume of records being scanned; there is a need for additional, compatible equipment that will allow several operators to perform like tasks simultaneously; equipment is available through the Supreme Court of Virginia at a cost of \$43,965.00; and funds, in the amount of \$43,965.00, are available from the Compensation Board of Virginia-Technology Trust Fund.

It was further advised that the Clerk of Circuit Court has been granted \$43,965.00 from the Compensation Board of Virginia-Technology Trust Fund for upgrades to the current recordation equipment, which grant does not require a local match; whereupon, the Clerk of Circuit Court recommended that Council authorize the City Manager to execute the requisite documents to obtain funds from the Compensation Board-Technology Trust Fund, and authorize the Director of Finance to establish a revenue estimate in the amount of \$43,965.00 in the Grant Fund and appropriate funds to Account No. 9005, Furniture and Equipment.

A report of the City Manager concurring in the recommendation of the Clerk of Circuit Court was also before the body.

(For full text, see communication and report on file in the City Clerk's Office.)

Mr. Hudson offered the following emergency budget ordinance:

(#35057-091800) AN ORDINANCE to amend and reordain certain sections of the 2000-2001 Grant Fund Appropriations, and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 63, page 455.)

ACTION: Mr. Hudson moved the adoption of Ordinance No. 35057-091800. The motion was seconded by Mr. Harris and adopted by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Harris, Hudson and Mayor Smith-----7.

NAYS: None-----0.

Mr. Hudson offered the following Resolution:

(#35058-091800) A RESOLUTION authorizing the acceptance of funding from the Compensation Board of the Commonwealth of Virginia and authorizing the acceptance, execution and filing of appropriate documents to obtain such funds.

(For full text of Resolution, see Resolution Book No. 63, page 456.)

ACTION: Mr. Hudson moved the adoption of Resolution No. 35058-091800. The motion was seconded by Mr. Harris and adopted by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Harris, Hudson and Mayor Smith-----7.

NAYS: None-----0.

BUDGET-SCHOOLS: A communication from the Roanoke City School Board requesting appropriation of funds to the following school accounts, was before Council:

\$50,000.00 from the balance of prior year Capital Maintenance and Equipment Replacement Funds for the installation of an elevator for the disabled at Patrick Henry High School.

\$327,396.00 from 2000-01 Capital Maintenance and Equipment Replacement Funds to fund new textbook adoptions, administrative and instructional technology requests, facility maintenance requirements, and facility improvements at several schools.

\$314,569.00 in proceeds from the sale of Trigon Stock

which will be utilized for the purpose of reducing the School Board employee premium obligation for fiscal year 2000-01.

\$50,000.00 for the Comprehensive School Reform Demonstration Grant to provide for the replication of a successful intervention program at Fallon Park Elementary School. The program will implement a basic skills program which includes staff development and remedial skills instruction. The continuing program is one hundred per cent reimbursed by Federal funds.

\$50,000.00 for the Comprehensive School Reform Demonstration Grant to provide for replication of a successful intervention program at Lincoln Terrace Elementary School. The program will implement a basic skills program which includes staff development and remedial skills instruction. The continuing program is one hundred per cent reimbursed by Federal funds.

\$50,000.00 for the Comprehensive School Reform Demonstration Grant to provide for replication of a successful intervention program at the Roanoke Academy for Mathematics and Science. The program will implement a basic skills program which includes staff development and remedial skills instruction. The continuing program is one hundred per cent reimbursed by Federal funds.

A report of the Director of Finance recommending that Council concur in the request of the School Board was also before the body.

(For full text, see communication and report on file in the City Clerk's Office.)

Mr. White offered the following emergency budget ordinance:

(#35059-091800) AN ORDINANCE to amend and reordain certain sections of the 2000-2001 General and School Fund Appropriations, and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 63, page 457.)

ACTION: Mr. White moved the adoption of Ordinance No. 35059-091800. The motion was seconded by Mr. Harris and adopted by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Harris, Hudson and Mayor Smith-----7.

NAYS: None-----0.

BONDS/BOND ISSUES-SCHOOLS: A communication from the Roanoke City School Board advising that at its September 12 meeting the Board adopt a Resolution requesting Council to issue General Obligation Qualified Zone Academy Bonds (QZAB) in an aggregate principal amount not to exceed \$1,291,618.00 for the purpose of renovating the Roanoke Academy for Mathematics and Science, including installation of air conditioning, replacement of windows, modernization of restrooms, upgrading of floor, wall and ceiling finishes, and replacing lighting and utilities, was before Council.

It was explained that the Qualified Zone Academy Bonds initiative is a Federal program that allows lending institutions and schools to form a mutually beneficial partnership to support education; the program offers bonds, interest-free, and allows a bank or other lending institution to purchase the special no-interest bond on behalf of a school; and schools qualify based on their percentage of free lunch students.

(For full text, see communication on file in the City Clerk's Office.)

Mr. Bestpitch offered the following Resolution:

(#35060-091800) A RESOLUTION authorizing the School Board for the City of Roanoke to rehabilitate the present school building at the Roanoke Academy for Mathematics and Science; and (ii) authorizing and directing the City Manager to file an application with the Virginia Department of Education seeking an allocation of authority to issue the City's general obligation qualified zone academy bonds in an amount not to exceed \$1,291,618.00 to finance certain renovations to the Roanoke Academy for Mathematics and Science.

(For full text of Resolution, see Resolution Book No. 63, page 460.)

ACTION: Mr. Bestpitch moved the adoption of Resolution No. 35060-091800. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Harris, Hudson and Mayor Smith-----7.

NAYS: None-----0.

REPORTS OF OFFICERS:

CITY MANAGER:

BRIEFINGS: None.

ITEMS RECOMMENDED FOR ACTION:

TRAFFIC-BUDGET-CONSULTANTS REPORTS-ECONOMIC DEVELOPMENT: The City Manager submitted a written report advising that the City of Roanoke will play a key role in developing public infrastructure to support the proposed Riverside Centre for Research and Technology; an important piece of the infrastructure is a new grade separated highway interchange linking the project area to the Roy L. Webber Expressway (Route 220); substantial conceptual engineering work has been completed and was well received by the Virginia Department of Transportation; and the next step is to prepare a detailed traffic and engineering analysis that will justify the proposed interchange and further refine design characteristics and cost.

It was further advised that qualification proposals were publicly advertised and received; a selection committee determined that Wilbur Smith Associates, Inc., is best qualified to prepare the Interchange Justification Report, and a contract was negotiated with Wilbur Smith Associates, Inc., in the amount of \$145,162.00; additional funding of \$14,948.00 is needed for a project contingency; funds in the amount of \$102,359.00 are available from Capital Project Account No. 008-056-9698 and the balance of \$57,751.00 to fund the Justification Report is available in Transfers to Capital Projects, Account No. 001-250-9310-9508.

The City Manager recommended that Council authorize a contract for the above referenced work and that the City Manager be authorized to execute the contract, in a form acceptable to the City Attorney, with Wilbur Smith Associates, Inc., in the amount of \$145,162.00, transfer

\$102,359.00 from Capital Project, Account No. 008-056-9698, and \$57,751.00 from Transfers to Capital Projects, Account No. 001-250-9310-9508, for a total of \$160,110.00, to Riverside Centre, Account No. 008-002-9720-9003.

(For full text, see report on file in the City Clerk’s Office.)

Mr. Harris offered the following emergency budget ordinance:

(#35061-091800) AN ORDINANCE to amend and reordain certain sections of the 2000-2001 Capital Projects Fund Appropriations, and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 63, page 461.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35061-091800. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Harris, Hudson and Mayor Smith-----7.

NAYS: None-----0.

Mr. Harris offered the following Resolution:

(#35062-091800) A RESOLUTION authorizing execution of a contract with Wilbur Smith Associates, Inc., for engineering design services for the preparation of a detailed traffic and engineering analysis relating to the proposed interchange linking the Riverside Centre for Research and Technology project area to the Roy L. Webber Expressway (Route 220), upon certain terms and conditions.

(For full text of Resolution, see Resolution Book No. 63, page 463.)

ACTION: Mr. Harris moved the adoption of Resolution No. 35062-091800. The motion was seconded by Mr. Hudson and adopted by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Harris, Hudson and Mayor Smith-----7.

NAYS: None-----0.

CITYCODE-REFUSE COLLECTION: The City Manager submitted

a written report advising that Council was briefed at its August 7, 2000, meeting with regard to proposed changes in the City's solid waste collection program; specific changes are proposed in the collection of bulk items and brush, recycling and curbside collection; implementation of automated and semi-automated refuse collection in recent years has necessitated some changes in ordinances that reflect the modernization of solid waste practices; and Citizen Advisory Committees were appointed in recent years to help identify other solid waste collection concerns which included such issues as the time of day by which containers must be removed from the street and the location at which containers should be stored.

A summary of the proposed changes is as follows:

| Current | Proposed |
|--|--|
| Definitions related to solid waste program components are outdated | Provides up-to-date definitions of solid waste program components |
| Trash containers are to be removed by 7:00 p.m. on the day of collection | Trash receptacles are to be removed by 7:00 a.m. on the day following collection |
| No location specified for trash containers (between dates of collection) | Trash and recycling containers shall be stored no closer to the street than the principal building (between dates of collection) |
| CBD collection 5 nights per week; placed between 5:00 p.m. and 8:00 p.m. | CBD collection 6 nights per week; placed between 5:00 p.m. and 9:00 p.m. |
| Bulk item collection scheduled and provided upon request | Bulk item collection provided on a regular schedule |
| No provision for residents to take bulk items or brush to a designated location. | City residents may take up to 12 pick-up truck loads of bulk items and brush per calendar year to the Tinker Creek Transfer Station, free of charge. |

The City Manager recommended that Council adopt the proposed revisions.

(For full text, see report on file in the City Clerk's Office.)

Mr. Hudson offered the following emergency ordinance:

(#35063-091800) AN ORDINANCE repealing Chapter 14, GARBAGE AND REFUSE, enacting new Chapter 14.1, SOLID WASTE MANAGEMENT, of the Code of the City of Roanoke (1979), as amended,

to update the regulation of solid waste collection; and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 63, page 463.)

ACTION: Mr. Hudson moved the adoption of Ordinance No. 35063-091800. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Harris, Hudson and Mayor Smith-----7.

NAYS: None-----0.

BUDGET-RECYCLING-EQUIPMENT: The City Manager submitted a written report concurring in a report of the bid committee in connection with the purchase of recycling containers.

It was advised that the Solid Waste Management program for collection of recyclables will expand in November, 2000, to include the remaining citizens in curbside co-mingled collection of recyclables; additional recycling containers will permit regularly scheduled, bi-weekly pick up of recyclables on all streets; and expansion of the program requires the addition of 27,000 - 22 gallon recycling bins.

The Bid Committee and the City Manager recommend that Council authorize issuance of a purchase order for 27,000 recycling containers to SCL A-1 Plastics LTD., in accordance with City of Roanoke specifications, appropriate \$121,230.00 from CMERP to Account No. 001-530-4211-2035 (Solid Waste Recycling - Expendable Equipment <5,000), said funding having been included in a prior year Capital Maintenance and Equipment Replacement Program.

(For full text, see report on file in the City Clerk's Office.)

Mr. Harris offered the following emergency budget ordinance:

(#35064-091800) AN ORDINANCE to amend and reordain certain sections of the 2000-2001 General Fund Appropriations, and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 63, page 477.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35064-091800. The motion was seconded by Mr. Carder.

Ms. Wyatt advised that she is not opposed to recycling; however, in reviewing funds expended by the City over previous years for recycling, it costs \$10,000.00 per household practicing recycling which is an exorbitant price to pay. She called attention to other methods of recycling that are less expensive and more efficient and for the City to continue with a program that is not working, \$10,000.00 per household is a waste of taxpayer's money.

AYES: Council Members White, Bestpitch, Carder, Harris, Hudson and Mayor Smith-----6.

NAYS: Council Member Wyatt-----1.

Mr. Harris offered the following emergency ordinance:

(#35065-091800) AN ORDINANCE accepting the bid of SCL A-1 Plastics LTD. for 27,000 recycling containers, upon certain terms and conditions and awarding a contract therefor; authorizing the proper City officials to execute the requisite contract for such items; rejecting all other bids made to the City for the items; and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 63, page 478.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35065-091800. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members White, Bestpitch, Carder, Harris, Hudson and Mayor Smith-----6.

NAYS: Council Member Wyatt-----1.

POLICE DEPARTMENT-BUDGET:: The City Manager submitted a written report advising that in 1986, Congress authorized the transfer of certain Federally forfeited property to State and local law enforcement agencies that participated in the investigation and seizure of the property; application for an equitable share of property seized by local law enforcement must be made to the U. S. Department of Justice and

certified by the City Attorney; and the property, including funds shared with State and local agencies, may be used only for the purpose stated in the application, i.e., narcotics investigations related to law enforcement.

It was further advised that participation in Federal forfeited property enhances the effectiveness of narcotics investigations by providing necessary investigations equipment, investigative funds, overtime expenses, and offsets the costs that would otherwise have to be borne by the City’s taxpayers; the Police Department receives funds periodically from the Federal Government’s asset sharing program; grant requirements provide that the funds be placed in an interest bearing account, with earned interest to be used in accordance with program guidelines; and revenues totaling \$57,928.00 have been collected and are available for appropriation in the Grant Fund, Account Nos. 035-640-3304-3305 and 035-640-3304-3306.

The City Manager recommended that Council authorize appropriation of \$57,928.00 to the Grant Fund account, Investigations and Rewards, Account No. 035-640-3304-2150, and increase the Grant Fund revenue estimate in Account No. 035-640-3304-3305 by \$54,468.00 and Account No. 035-640-3304-3306 by \$3,460.00.

(For full text, see report on file in the City Clerk’s Office.)

Mr. Hudson offered the following emergency budget ordinance:

(#35066-091800) AN ORDINANCE to amend and reordain certain sections of the 2000-2001 Grant Fund Appropriations, and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 63, page 479.)

ACTION: Mr. Hudson moved the adoption of Ordinance No. 35066-091800. The motion was seconded by Mr. White and adopted by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Harris, Hudson and Mayor Smith-----7.

NAYS: None-----0.

BUDGET-GRANTS-LIBRARIES-EQUIPMENT: The City Manager submitted a written report advising that the Roanoke Public Library has been awarded an assistive technology grant by the Library of Virginia under the Federal Library Services and Technology Act, State Administered Program; the grant of \$9,000.00 will be used to purchase eight 21-inch computer monitors that will enhance the ability of individuals with low vision to view the Internet and other electronic resources at each City library location; grant funds must be expended by September 30, 2001; and there is a required one-to-one match for the funds which is available in the Library's Telephone Account No. 001-650-7310-2020.

The City Manager recommended that Council authorize transfer of funds in the amount of \$9,000.00 from the Library's Telephone Account No. 001-650-7310-2020 to the General Fund, Transfer to Grant Fund Account No. 001-250-9310-9535, appropriate \$18,000.00 to Grant Fund Expendable Equipment Account No. 035-650-5029-2035, and authorize revenue estimates of \$18,000.00 in accounts to be established by the Director of Finance in the Grant Fund.

(For full text, see report on file in the City Clerk's Office.)

Mr. Harris offered the following emergency budget ordinance:

(#35067-091800) AN ORDINANCE to amend and reordain certain sections of the 2000-2001 Grant Fund Appropriations, and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 63, page 480.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35067-091800. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Harris, Hudson and Mayor Smith-----7.

NAYS: None-----0.

HEALTH DEPARTMENT-BUDGET-HUMAN DEVELOPMENT: The City Manager submitted a written report advising that the Roanoke City Department of Social Services and the State Health Department entered

into an agreement in 1994 to establish an Eligibility Worker position through the Department of Social Services to be located at the Roanoke City Health Department to assure that all citizens have an opportunity to apply for Medicaid; and the Agreement remains in effect until modified by mutual consent or operation of law.

It was further advised that there is no local cost for this position, with approximately 50% of the cost to be reimbursed from Federal Medicaid administrative funds and the Health Department will reimburse the remaining cost; and the Roanoke City Health Department is pleased with the results of having this position on location and wishes to continue the services.

The City Manager recommended that she be authorized to continue the services of the Outstationed Eligibility Worker at the Health Department, in accordance with the original agreement, and that Council appropriate \$32,327.00 for fiscal year 2000-01 to certain revenue and expenditure accounts to be established in the Grant Fund by the Director of Finance.

(For full text, see report on file in the City Clerk's Office.)

Mr. Hudson offered the following emergency budget ordinance:

(#35068-091800) AN ORDINANCE to amend and reordain certain sections of the 2000-2001 Grant Fund Appropriations, and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 63, page 482.)

ACTION: Mr. Hudson moved the adoption of Ordinance No. 35068-091800. The motion was seconded by Mr. Harris and adopted by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Harris, Hudson and Mayor Smith-----7.

NAYS: None-----0.

Mr. Harris offered the following Resolution:

(#35069-091800) A RESOLUTION authorizing the City Manager to continue the services of the Outstationed Eligibility Worker at the

Roanoke City Health Department, upon certain terms and conditions.

(For full text of Resolution, see Resolution Book No. 63, page 483.)

ACTION: Mr. Harris moved the adoption of Resolution No. 35069-091800. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Harris, Hudson and Mayor Smith-----7.

NAYS: None-----0.

REPORTS OF COMMITTEES:

COMMITTEES-COMMUNITY PLANNING-CONSULTANTS
REPORTS: A report of the City Planning Commission advising that over the past few months, Council has authorized funding for, and was briefed on, the City's development of a new Comprehensive Plan; Hutton Associates, Jinni Benson, and Hill Studio have been hired to assist the City with this important planning effort; as a part of the planning program and the City's commitment to participatory government, an intensive citizen participation process was developed by City staff and members of the City Planning Commission's Long Range Planning Committee; and during the next nine months, citizens will have an opportunity to participate in development of the plan in numerous ways, including a Citizens Advisory Committee, working Task Teams, and various public workshops.

It was further advised that as the first step in this important planning project, the Planning Commission is recommending that 30 citizens, along with two City Planning Commission members, be appointed by Council to the Citizens Advisory committee; this Committee represents a broad diversity of persons in the community who have expressed an interest in serving on Committee or on working Task Teams; over 150 persons have expressed a interest in working on the Committee and Task Teams; and on August 28, 2000, the City Planning Commission held a special meeting to review applications and to make recommendations for the Citizens Advisory Committee for formal appointment by Council.

It was noted that the Citizens Advisory committee also includes an Executive Committee composed of the Chair, Vice-Chair, and Chairs

of each of the working Task Teams which will serve an important role in development of issues and strategic planning for implementing future policies and programs; any applicant who was not selected to serve on the Citizens Advisory Committee will be asked to serve on a working Task Team; and the working teams will include a Planning Commission member, planning staff, relevant City staff with expertise in that area, and any citizens who wish to participate.

The City Planning Commission recommended that Council appoint the following persons and two Planning Commission members to the Vision 2001 Citizens Advisory Committee:

Walter Rugaber (Chair)
Brenda L. McDaniel (Vice-Chair)
Carolyn Coles (Housing and Neighborhoods Chair)
Fredrick M. Williams (Infrastructure Chair)
Carl D. Cooper (Public Services Chair)
Steve Lemon (Economic Development Chair)
Paula L. Prince (People Chair)
Talfourd H. Kemper, Jr. (Quality of Life Chair)
Kevin A. Deck (City Design Chair)
Matthew Kennel
Dan Smith
Elvah D. Taylor
Mary C. Knapp
Tom Pettigrew
Daniel E. Karnes
Susan L. Willis
Jeanne H. Pedigo
Patrick N. Shaffner
J. Lee E. Osborne
Pearl Fu
John P. Bradshaw, Jr.
David W. Davis, III
Beth Doughty
James M. Turner, Jr.
Kevin Kays
Jonathan K. Wolfe
Jeannette D. Manns
Erin Garvin
Mark McConnel

**Brian M. Shepard
Richard Rife (Planning Commission Member)
Robert Manetta (Planning Commission Member)**

Mr. Harris moved that Council concur in the recommendation of the City Planning Commission. The motion was seconded by Mr. Carder.

Ms. Wyatt advised that the Vision process of the City has heretofore been the property of the City Council and she was not aware that Council had relinquished that responsibility to the City Planning Commission.

With regard to Vision 2001, the City Manager advised that the City Planning Commission, Planning staff and consultants to the City Planning Commission prepared a recommendation that they receive applications and recommend a group of 30+ citizens to serve on an advisory committee, which information was shared with Council at its planning retreat in July 2000. She added that Council gave specific instructions that it wanted diversity represented in the recommendations; i.e.: to reflect racial and sexual distribution, social and economic status, representation from the four quadrants of the City, and Council indicated a willingness for persons who do not necessarily live in the City but participate in City and valley activities to be included in the process. She advised that Council members were requested to make recommendations on potential nominees and those recommendations were considered and added to the membership of the advisory committee.

Mr. Manetta advised that the Long Term Subcommittee of the City Planning Commission was asked to review 150 applications and their directive from the City Manager was to attempt to reach all of the balances and to involve new people in the process who had not otherwise been involved, and the subcommittee met on numerous occasions in an effort to recommend an advisory committee that met the suggested criteria. He pointed out that 30 members were recommended by the consultants for the advisory committee, however, that number does not represent the entire planning process since additional committees will be appointed to review specific issues such as quality of life, transportation, economy, infrastructure, etc., which will involve additional persons by drawing from the original list of 150 who applied

for appointment. He advised that there is a wide variety of work to be done and the responsibility of the advisory committee is to coordinate the work.

Ms. Wyatt advised that when Council met in July, she agreed to address specifically the Comprehensive Plan; however, the City Planning Commission's report addresses a vision for the entire City. She further advised that her intent was to revisit the current Comprehensive Plan and determine where the document was in need of attraction or change. She stated that she does not want to leave the vision of the City of Roanoke to 31 citizens of the community, because what the City should be and its vision should have far more input than that of a 30 member advisory committee. She added that Council has a responsibility to take the lead and the role in fashioning the vision process for the City of Roanoke.

For the above reasons, Ms. Wyatt offered a substitute motion that the matter be tabled pending further discussion by Council. The motion was seconded by Mr. Hudson.

Mr. Carder advised that the City Planning Commission has recommended what Council agreed to at its July retreat, because Vision 2001 is the City's Comprehensive Plan. He clarified that the 30 member advisory committee will act as a steering committee and from the steering committee, subcommittees will be appointed composed of additional citizens.

Mr. Bestpitch advised that he was not in favor of tabling the matter, given the present time lines for the process. He stated that Council discussed the matter at its July planning retreat; however, he was concerned that Council was not afforded the opportunity to discuss appointments during the closed meeting process. He added that the message he would like to send to City staff is that in the future, Council should be given the opportunity to talk among itself as Council Members regarding prospective committee appointments before being called upon to vote on an issue.

The Mayor advised that at the July 2000 Council planning retreat, he provided the names of certain individuals, however, those names are not included on the proposed list of nominees for the advisory

committee.

Mr. White advised that to begin the process without the support of the entire Council would be a mistake. He further advised that Ms. Wyatt has asked that the matter be tabled for the purpose of further discussion by Council which will provide a much better chance for the process to be successful, and, for that reason, he stated that he intended to support the motion to table.

Mr. Harris advised that the City Planning Commission is the guardian of the City's Comprehensive Plan, members have acted most appropriately in providing Council with a review process, including the list of potential members of an advisory committee, therefore, he expressed appreciation for the work of the City Planning Commission. He stated that he was not in favor of tabling the matter, Council will have the opportunity to add additional names to the steering committee or to provide names for the task forces, the 30 names recommended to Council for the advisory committee do not represent the last vote on the Comprehensive Plan, but will guide the direction for a large number of citizens who will be involved in the process, and the ultimate decision will rest with the Members of Council regarding the finality of the Comprehensive Plan.

Ms. Wyatt advised that she was not opposed to any of the persons listed as nominees to the advisory committee, nor was she opposed to the Comprehensive Plan; however, she stated that there is a need for clarification. She added that if something is done with discord at its inception, the process is tainted from the beginning.

At 4:05 p.m., the Mayor declared the meeting in recess.

The Council meeting reconvened at 4:15 p.m., with all Members of the Council in attendance, Mayor Smith presiding.

Ms. Wyatt withdrew her substitute motion to table the matter and Mr. Hudson withdrew his second to the substitute motion.

Mr. Harris, maker of the original motion to concur in the recommendation of the City Planning Commission, withdrew his motion, and Mr. Carder withdrew his second to the motion.

Mr. Harris requested that the comments by Council Members be referred to the City Manager and to the City Planning Commission for further discussion and report to Council.

Without objection by Council, the Mayor advised that the matter would be referred to the City Manager and to the City Planning Commission for further report.

UNFINISHED BUSINESS: None.

INTRODUCTION AND CONSIDERATION OF ORDINANCES AND RESOLUTIONS:

CITYPROPERTY-JEFFERSONCENTER-LEASES: Ordinance No. 35047, authorizing extension of the term of the existing lease between the City of Roanoke and the Jefferson Center Foundation, Ltd., to provide for a new term ending May 31, 2041, for property known as the Jefferson Center and adjacent grounds, located at 540 Campbell Avenue, S. W., including the adjacent parking lot on Luck Avenue, S. W., having previously been before the Council for its first reading on Monday, September 5, 2000, read and adopted on its first reading and laid over, was again before the body, Mr. Hudson offering the following for its second reading and final adoption:

(#35047-091800) AN ORDINANCE authorizing the extension of an existing lease between the City of Roanoke and the Jefferson Center Foundation Ltd. for the lease of property known as the Jefferson Center and adjacent grounds, lying at 540 Campbell Avenue, S. W., including the adjacent parking lot on Luck Avenue, S. W.

(For full text of Ordinance, see Ordinance Book No. 63, page 449.)

ACTION: Mr. Hudson moved the adoption of Ordinance No. 35047-091800. The motion was seconded by Mr. White and adopted by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Harris, Hudson and Mayor Smith-----7.

NAYS: None-----0.

MOTIONS AND MISCELLANEOUS BUSINESS:

INQUIRIES AND/OR COMMENTS BY THE MAYOR AND MEMBERS OF COUNCIL:

COUNCIL-CITY ATTORNEY-DIRECTOR OF FINANCE-CITY CLERK-MUNICIPAL AUDITOR: Mr. Hudson advised that at the Council meeting on Monday, August 21, 2000, Council tabled the question of reappointing certain Council Appointed Officers, i.e.: City Attorney, Director of Finance, City Clerk and Municipal Auditor whose terms of office will expire on September 30, 2000; whereupon, he moved that the matter be removed from the table. The motion was seconded by Mr. Harris and unanimously adopted.

Mr. Hudson moved that William M. Hackworth, City Attorney; James D. Grisso, Director of Finance; Mary F. Parker, City Clerk; and Robert M. Bird, Municipal Auditor, be reappointed to their respective positions for terms of two years, each, commencing October 1, 2000, and ending September 30, 2002. The motion was seconded by Mr. White.

Mr. Bestpitch offered a substitute motion that Council convene in Closed Meeting to discuss a personnel matter with regard to reappointment of certain Council Appointed Officers, pursuant to Section 2.1-344 (A) (1), Code of Virginia (1950), as amended. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Harris, Hudson and Mayor Smith-----7.

NAYS: None-----0.

OTHER HEARING OF CITIZENS UPON PUBLIC MATTERS:

At 4:25 p.m., the Mayor declared the meeting in recess.

At 5:00 p.m., the meeting reconvened in the William Ruffner Middle School Cafeteria, with Mayor Smith presiding, and all Members of the Council in attendance.

ACTION: **COUNCIL:** With respect to the Closed Meeting just concluded, Mr. Carder moved that each Member of City Council certify to the best of his or her knowledge that: (1) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act; and (2) only such public business matters as were

identified in any motion by which any Closed Meeting was convened were heard, discussed or considered by City Council. The motion was seconded by Mr. Bestpitch and adopted by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Harris, Hudson and Mayor Smith-----7.

NAYS: None-----0.

DIRECTOR OF FINANCE-CITY CLERK-CITY ATTORNEY-MUNICIPAL AUDITOR: Mr. Hudson moved that the following Council-Appointed Officers be reappointed for terms of two years, each, commencing October 1, 2000 and ending September 30, 2002.

The motion was seconded by Mr. White and unanimously adopted.

| | | |
|---------------------|---|----------------------|
| City Attorney | - | William M. Hackworth |
| Director of Finance | - | James D. Grisso |
| City Clerk | - | Mary F. Parker |
| Municipal Auditor | - | Robert H. Bird |

There being no further business, at 5:05 p.m., the Mayor declared the meeting in recess until 7:00 p.m., in the William Ruffner Middle School Cafeteria.

On Monday, September 18, 2000, at 7:00 p.m., the Roanoke City Council reconvened in regular session in the William Ruffner Middle School Cafeteria, 3601 Ferncliff Avenue, N. W., City of Roanoke, with the following Council Members in attendance, Mayor Smith presiding.

PRESENT: Council Members William White, Sr., Linda F. Wyatt, William D. Bestpitch, William H. Carder, W. Alvin Hudson, Jr. and Mayor Ralph K. Smith-----6.

ABSENT: Council Member C. Nelson Harris-----1.

OFFICERS PRESENT: Darlene L. Burcham, City Manager; William M. Hackworth, City Attorney; James D. Grisso, Director of Finance; and Mary F. Parker, City Clerk.

The reconvened meeting was opened with a prayer by Council

Member William D. Bestpitch.

The Pledge of Allegiance to the Flag of the United States of America was led by Mayor Smith.

PUBLIC HEARINGS:

ZONING: Pursuant to Resolution No. 25523 adopted by the Council on Monday, April 6, 1981, the City Clerk having advertised a public hearing for Monday, September 18, 2000, at 7:00 p.m., or as soon thereafter as the matter may be heard, on the request of Jack M. Allara, II, and Marla D. Allara, to substitute proffered conditions on a certain tract of land containing 0.40 acre, more or less, lying at the southeast corner of the intersection of Peters Creek Road and Lewiston Street, N. W., located at 3509 Peters Creek Road, designated as Official Tax No. 6421133; and to repeal the proffered conditions provided for in Ordinance No. 29414 adopted on January 17, 1989, the matter was before the body.

Legal advertisement of the public hearing was published in The Roanoke Times on Friday, September 1, 2000, and Friday, September 8, 2000.

(See publisher's affidavits on file in the City Clerk's Office.)

A report of the City Planning Commission advising that the tract of land was conditionally rezoned in 1989 from RS-1 to C-1 for construction of a bank; and the petitioner is now requesting an amendment of existing proffered conditions to repeal the existing proffer and to proffer additional conditions, was before Council.

The City Planning Commission recommended that Council approve repeal of the existing proffer and substitution of the new proffers set forth in the First Amended Petition submitted on August 22, 2000. It was advised that development of professional offices will not create additional impacts beyond what was proposed on the original proffered site plan; the site, presently zoned C-1, with conditions, has little development potential for residential use; and impacts on adjacent residential areas will be minimized by buffering requirements.

(For full text, see report on file in the City Clerk's Office.)

Edward A. Natt, Attorney, appeared before Council in support of the request of his clients.

ACTION: Mr. White moved that the following ordinance be placed upon its first reading:

(#35070) AN ORDINANCE to amend §§36.1-3 and 36.1-4, Code of the City of Roanoke (1979), as amended, and Sheet No. 642, Sectional 1976 Zone Map, City of Roanoke, in order to amend certain conditions presently binding upon certain property previously conditionally zoned C-1, Office District.

(For full text of Ordinance, see Ordinance Book No. 63, page 497.)

The motion was seconded by Mr. Hudson.

The Mayor inquired if there were persons present who would like to address Council with regard to the request. There being none, Ordinance No. 35070 was adopted, on its first reading, by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Hudson and Mayor Smith-----6.

NAYS: None-----0.

(Council Member Harris was absent.)

ZONING: Pursuant to Resolution No. 25523 adopted by the Council on Monday, April 6, 1981, the City Clerk having advertised a public hearing for Monday, September 18, 2000, at 7:00 p.m., or as soon thereafter as the matter may be heard, on the request of Azile S. DelPierre that certain property located at 3806 Thirlane Road, N. W., designated as Official Tax No. 6520105, be rezoned from RA, Residential Agricultural District, to LM, Light Manufacturing District, subject to certain conditions proffered by the petitioner, the matter was before the body.

Legal advertisement of the public hearing was published in The Roanoke Times on Friday, September 1, 2000, and Friday, September 8, 2000.

(See publisher’s affidavit on file in the City Clerk’s Office.)

A report of the City Planning Commission advising that the petitioner owns approximately 3.5 acres of land at 3806 Thirlane Road, N. W.; the property is zoned RA, Residential Agricultural District; and Crawford Development Company, LLC, is currently negotiating with the petitioner to purchase the property for use as an office and industrial park, similar in use and character to the nearby Valley Pointe development, was before Council.

The City Planning Commission recommended that Council approve the request for rezoning, subject to certain proffered conditions as set forth in the First Amended Petition to Rezone dated August 31, 2000.

(For full text, see report on file in the City Clerk's Office.)

C. Michael Pace, Attorney, appeared before Council in support of the request of his client.

ACTION: Mr. Hudson moved that the following ordinance be placed upon its first reading:

(#35071) AN ORDINANCE to amend §36.1-3, Code of the City of Roanoke (1979), as amended, and Sheet No. 652, Sectional 1976 Zone Map, City of Roanoke, to rezone certain property within the City, subject to certain conditions proffered by the applicant.

(For full text of Ordinance, see Ordinance Book No. 63, page 498.)

The motion was seconded by Mr. Carder.

The Mayor inquired if there were persons present who would like to address Council with regard to the request. There being none, Ordinance No. 35071 was adopted, on its first reading, by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Hudson and Mayor Smith-----6.

NAYS: -----0.

(Council Member Harris was absent.)

CITY CODE-ZONING: Pursuant to Resolution No. 25523 adopted by the Council on Monday, April 6, 1981, the City Clerk having

advertised a public hearing for Monday, September 18, 2000, at 7:00 p.m., or as soon thereafter as the matter may be heard, on the request of Adam J. Cohen to amend Section 36.1-25, Definition, to include a definition for a single-family attached dwelling; and Section 36.1-127, special exception uses in the RM-2, Residential Multi-family, Medium Density District, and Section 36.1-186, special exception uses in the C-1, Office District, Chapter 36.1, Zoning, Code of the City of Roanoke (1979), as amended, to permit single-family attached dwellings by special exception, the matter was before the body.

Legal advertisement of the public hearing was published in The Roanoke Times on Friday, November 3, 2000, and on Friday, November 10, 2000.

(See publisher's affidavit on file in the City Clerk's Office.)

A report of the City Planning Commission advising that the petition is a revision of a previous request from Mr. Cohen to amend the Zoning Ordinance to create a new definition for two-unit townhouse dwellings; rather than proceed to City Council with an unfavorable recommendation, Mr. Cohen chose to amend his petition, thus, the revised petition requests an amendment to the City's zoning code to create a new definition for single-family attached dwellings, with such dwellings permitted by special exception in the RM-2, Residential Multifamily, Medium Density District, and the C-1, Office District, was before Council.

The City Planning Commission recommended that no change be made to the existing zoning code, because existing code provisions support housing recommendations as set forth in the City's Comprehensive Plan .

(For full text, see report on file in the City Clerk's Office.)

ACTION: In view of certain legal advertising technicalities, Ms. Wyatt moved that action on the matter be deferred until the regular meeting of Council on Monday, October 16, 2000, at 7:00 p.m., at Fallon Park Elementary School. The motion was seconded by Mr. Hudson and adopted.

BONDS/BOND ISSUES-CAPITAL IMPROVEMENTS PROGRAM-SCHOOLS: Pursuant to instructions by Council, the City Clerk having advertised, a public hearing to be held on Monday, September 18, 2000, to consider adoption of a resolution, or resolutions, approving issuance

by the City of its general obligation bonds, in an amount estimated not to exceed \$1,900,000.00 for the purpose of financing certain capital improvements in connection with Preston Park Primary School; hands in an amount estimated not to exceed \$1,900,000.00 for the purpose of financing certain capital improvements in connection with Grandin Court Elementary School; and hands in an amount estimated not to exceed \$2,750,000.00 for the purpose of financing certain capital improvements in connection with Garden City Elementary School, the matter was before the body.

The Mayor inquired if there were persons in attendance who would like to address the matter. There being none, the Mayor declared the public hearing closed.

DOWNTOWN NORTH-HENRY STREET REVIVAL COMMITTEE-STREETS AND ALLEYS: Pursuant to Resolution No. 25523 adopted by the Council on Monday, April 6, 1981, the City Clerk having advertised a public hearing for Monday, September 18, 2000, at 7:00 p.m., or as soon thereafter as the matter may be heard, on the request of the City of Roanoke for determination that proposed street and alley closures in the Greater Roanoke Gainsboro Redevelopment Areas, as well as public infrastructure improvements illustrated in the Henry Street Master Plan, are substantially in accord with the City's adopted Comprehensive Plan, the matter was before the body.

Legal advertisement of the public hearing was published in The Roanoke Times on Friday, September 1, 2000, and on Friday, September 8, 2000.

(See publisher's affidavit on file in the City Clerk's Office.)

A report of the City Planning Commission advising that the Planning Commission found the subject public improvements to be substantially in accord with the Comprehensive Plan and the Planning Commission recommends that Council make the same finding, was before the body.

(For full text, see report on file in the City Clerk's Office.)

Mr. Carder offered the following Resolution:

(#35072-091800) A RESOLUTION approving the proposed public infrastructure improvements illustrated in the Henry Street Master Plan as being substantially in accord with the City's Comprehensive Plan,

Roanoke Vision.

(For full text of Resolution, see Resolution Book No. 63, page 484.)

ACTION: **Mr. Carder moved the adoption of Resolution No. 35072-091800. The motion was seconded by Mr. Bestpitch and adopted by the following vote:**

AYES: Council Members White, Wyatt, Bestpitch, Carder, Hudson and Mayor Smith-----6.

NAYS: None-----0.

(Council Member Harris was absent.)

STREETS AND ALLEYS: Pursuant to Resolution No. 25523 adopted by the Council on Monday, April 6, 1981, the City Clerk having advertised a public hearing for Monday, September 18, 2000, at 7:00 p.m., or as soon thereafter as the matter may be heard, on the request of the City of Roanoke that a variable length and width portion of Shenandoah Avenue, N. W., extending in a westerly direction from Williamson Road, N. W., be permanently vacated, discontinued and closed, the matter was before the body.

Legal advertisement of the public hearing was published in The Roanoke Times on Friday, September 1, 2000, and on Friday, September 8, 2000.

(See publisher's affidavit on file in the City Clerk's Office.)

A report of the City Planning Commission recommending that Council approve the request to close and permanently vacate the above described portion of Shenandoah Avenue, N. W., subject to certain conditions, was before the body.

(For full text, see report on file in the City Clerk's Office.)

ACTION: **Mr. Hudson moved that the following ordinance be placed upon its first reading:**

(#35073) AN ORDINANCE permanently vacating, discontinuing and closing certain public right-of-way in the City of Roanoke, Virginia,

as more particularly described hereinafter.

(For full text of Ordinance, see Ordinance Book No. 63, page 499.)

The motion was seconded by Mr. White.

The Mayor inquired if there were persons present who would like to address Council with regard to the request. There being none, Ordinance No. 35073 was adopted, on its first reading, by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Hudson and Mayor Smith-----6.

NAYS: None-----0.

(Council Member Harris was absent.)

CITY CODE-ZONING: Pursuant to Resolution No. 25523 adopted by the Council on Monday, April 6, 1981, the City Clerk having advertised a public hearing for Monday, September 18, 2000, at 7:00 p.m., or as soon thereafter as the matter may be heard, on the request of the City of Roanoke for consideration of a proposed amendment to Section 36.1-393, Neighborhood Design District, Chapter 36.1, Zoning, Code of the City of Roanoke (1979), as amended, to provide for design standards for new construction that will apply to any neighborhood that is zoned ND, Neighborhood Design District, the matter was before the body.

Legal advertisement of the public hearing was published in The Roanoke Times on Friday, September 1, 2000, and on Friday, September 8, 2000.

(See publisher's affidavit on file in the City Clerk's Office.)

A report of the City Planning Commission advising that the proposed zoning ordinance amendments relating to the above reference City Code Sections should not be adopted as presently drafted due to a minor editing error, and recommending that the amendments be referred back to the City Planning Commission for further consideration and recommendation to City Council, was before

the body.

(For full text, see report on file in the City Clerk's Office.)

ACTION: Mr. Bestpitch moved that the matter be referred back to the City Planning Commission for further study, report and recommendation to Council. The motion was seconded by Mr. Carder and adopted.

CITY CODE-TAXES-LEGISLATION-UTILITIES: Pursuant to instructions by Council on Tuesday, September 5, 2000, the City Clerk having advertised a public hearing for Monday, September 18, 2000, at 7:00 p.m., or as soon thereafter as the matter may be heard, on the request of the City of Roanoke for consideration of a proposed amendment to Chapter 32, Taxation, of the Code of the City of Roanoke (1979), as amended, to repeal Article VII, Tax on Purchase of Utility Services; to enact a new Article VII.1, Tax on Purchase of Utility Services, and to amend Section 19-76, Public Service Companies, as amended, to comply with recently passed legislation by the Virginia General Assembly deregulating the electric and gas industries in the State, the matter was before the body.

Legal advertisement of the public hearing was published in The Roanoke Times on Sunday, September 10, 2000.

(See publisher's affidavit on file in the City Clerk's Office.)

A joint report of the City Manager and the Director of Finance advising that the Virginia General Assembly passed legislation deregulating the electric and gas industries in the state; accordingly, localities in Virginia, including the City of Roanoke, are required to amend their consumer utility tax and utility license tax ordinances before October 31, 2000; with deregulation, electricity and gas services will be "unbundled" wherein the generator of energy will be separated from the deliverer of energy; consumers will have the option of purchasing their electricity or gas service from a choice of different companies; these generators or suppliers of energy may be located outside of Virginia; Federal law prohibits local governments from requiring out-of-state companies to collect the tax from residents and businesses in its present form; and for this reason, the tax basis must be changed from a percentage of the dollar amount paid by the consumer to a tax based on the amount of energy consumed.

It was further advised that studies have estimated that if the industry were deregulated without modifying State and local tax structures, total revenue loss would be \$200 million and one half or \$100 million would be local revenue loss; the only way to ensure that local governments do not lose substantial revenue in a deregulated environment is to change the basis of the tax to consumption, i.e. kilowatt hours for electricity or 100 cubic feet for gas; and it is important to note that while the method for calculating the consumer utility tax will change, the amount of consumer utility tax that a consumer pays each month on their electric or gas bill should remain virtually the same.

It was explained that the City of Roanoke currently collects a Utility License Tax at the rate of \$.40 per \$100.00 of gross receipts which rate has been in effect since 1980; the maximum tax allowed by State law is one half of one per cent or \$.50 of \$100.00; the maximum tax amount will be collected State-wide from all consumers on January 1, 2001; if the City of Roanoke does not raise its tax rate to the State's maximum tax rate, the State will collect and retain the difference between the City's current rate and the maximum rate in the State's general fund.

It was noted that the increase in the utility license tax from \$.40 per \$100.00 of gross receipts to one half of one per cent (\$.50 per \$100.00) will result in a nominal amount of revenue, however, if the change is not made, all citizens will pay the tax at the higher rate and the State's general fund will retain the difference between the City's rate and the State's allowable maximum rate; if changes to the consumer utility tax and the utility license tax are not made, the City of Roanoke could lose \$8 million annually because the present authority to levy the tax lapses on December 31, 2000; historically, the City of Roanoke has achieved tax revenue growth due to utility company rate increases; with the new tax structure being based on consumption units, tax growth will not occur from utility rate increases; and the Code of Virginia prohibits any local tax rate adjustments until after January 1, 2004.

It was advised that any locality that has not changed its local consumer utility tax ordinance by October 31, 2000, risks losing consumer utility tax revenue because the present authority to levy this tax lapses on December 31, 2000; that 60 days notice is required to be given to electric and gas companies; if the City of Roanoke does not increase its utility license tax to the maximum rate before

December 31, 2000, a portion of the new, State-wide consumption tax paid by City residents and businesses that is supposed to be returned to the City of Roanoke will instead be paid to and retained by the State; and the Code of Virginia requires that a public hearing must occur prior to final amendment to the consumer utility tax and utility license tax ordinances, even though technically the consumer utility tax rate change is not a rate increase.

The City Manager and the Director of Finance recommended that Council adopt an ordinance amending the electric and gas consumer utility tax, in accordance with recently passed State deregulation legislation and the utility license tax to provide for the State allowable maximum tax.

(For full text, see report on file in the City Clerk’s Office.)

Mr. Bestpitch offered the following emergency ordinance:

(#35074-091800) AN ORDINANCE repealing Article VII, Tax on Purchase of Utility Services, of Chapter 32, Taxation, of the Code of the City of Roanoke (1979), as amended; and enacting new Article VII.I, Tax on Purchase of Utility Services, of Chapter 32, Taxation, of the Code of the City of Roanoke, (1979), as amended, to provide for electric, gas, water, and telephone utility taxation, in accordance with recently passed legislation; providing for an effective date; and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 63, page 485.)

ACTION: Mr. Bestpitch moved the adoption of Ordinance No. 35074-091800. The motion was seconded by Mr. Carder. The Mayor inquired if there were persons present who would like to address the matter. There being none, Ordinance No. 35074 was adopted by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Hudson and Mayor Smith-----6.

NAYS: None-----0.

(Council Member Harris absent.)

Mr. Bestpitch offered the following emergency ordinance:

(#35075-091800) AN ORDINANCE amending and reordaining §19-76, Public Service Companies, of Article III, of Chapter 19, License Tax Code, of the Code of the City of Roanoke (1979), as amended, to provide for an increase in the utility license tax to the maximum rate, pursuant to the provisions of the foregoing article; and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 63, page 495 .)

ACTION: Mr. Bestpitch moved the adoption of Ordinance No. 35075-091800. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members White, Wyatt, Bestpitch, Carder, Hudson and Mayor Smith-----6.

NAYS: None-----0.

(Council Member Harris was absent.)

OTHER HEARING OF CITIZENS:

COMPLAINTS-POLICE DEPARTMENT: The following persons addressed Council in connection with the death of Mr. James Minor, who lost his life as the result of injuries he sustained in a motorcycle accident on September 10, 2000, after alluding police officers who were trying to stop him for speeding. They requested an investigation into the actions of the Police Department through appointment of a citizens review panel.

| | | |
|-------------------|---|------------------------------|
| Wayne Jones | – | 127 Patton Avenue, N. E. |
| Robert D. Gravely | – | 1412 Moorman Road, N. W. |
| Martin Jeffrey | – | 517 Rutherford Avenue, N. W. |
| Carolyn Bumbry | – | 2042 Gandy Drive, N. W. |
| Cameron Wright | – | 2101 Andrews Road, N. W. |
| Lex Hairston | – | 236 Cherry Hill Road, N. W. |
| Maxine Joiner | – | 1705 Lonna Drive, N. W. |
| Eric Minor | – | 819 7th Street, N. W. |
| Mondrego Minor | – | 3000 Gary Lane, N. W. |

| | | |
|------------------------------|----------|-----------------------------------|
| The Reverend Joe Mayo | – | 501 19th Street, N. W. |
| Margaret Patterson | – | 414 4th Street, N. W. |
| Bishop Manns | – | 627 Orange Avenue, N. W. |
| Carlisa Ford-Minor | – | 1916 Melrose Avenue, N. W. |

At 8:20 p.m., the Mayor declared the meeting in recess until Monday, September 25, 2000, at 5:00 p.m., at which time City Council and staff will participate in a tour of the Washington Park neighborhood and the abutting portion of the Williamson Road neighborhood.

Mr. Bestpitch requested that the City Manager provide an overview as to the status of the Citizens Review Panel.

The City Manager called attention to a previous recommendation which was concurred in by Council with regard to establishment of a Citizens Review Panel, with participants of the panel to be graduates of the Citizens Police Academy and selection of individuals to serve will be decided on an alphabetical basis. She further advised that the panel will hear disciplinary matters related to police complaints and also serve as a part of the panel for new police recruits. She stated that although the Citizens Review Panel has been approved by Council, it has not been activated.

Mr. Bestpitch moved that all remarks be referred to the City Manager, that Council request appointment of a Citizens Review Panel, pursuant to the procedure outlined by the City Manager, and that the Citizens Review Panel be requested to conduct an investigation into the death of Mr. James Minor.

The Mayor advised that matters heard under Other Hearings of Citizens are automatically referred to the City Manager; however, Mr. Bestpitch objected to the process in this instance and requested that the matter be formally referred by Council to the City Manager as more fully set forth in his motion.

The Mayor inquired if there was a second to the motion offered by Mr. Bestpitch. There being none, the motion died for lack of a second.

(Items addressed under Other Hearings of Citizens are automatically referred to the City Manager.)

The regular meeting of Roanoke City Council which was held on

Monday, September 18, 2001 and recessed until Monday, September 25, 2001, reconvened at 5:00 p.m., in the parking lot adjacent to the Noel C. Taylor Municipal Building, 215 Church Avenue, S. W., City of Roanoke, at which time Council Members boarded a bus en route to the Washington Park/Southern Williamson Road area, with Mayor Ralph K. Smith presiding.

PRESENT: Council Members William White, Sr., Linda F. Wyatt, William H. Carder, W. Alvin Hudson, Jr., and Mayor Ralph K. Smith-----5.

ABSENT: Council Members William D. Bestpitch and C. Nelson Harris-----2.

OTHERS PRESENT: Darlene L. Burcham, City Manager; Mary F. Parker, City Clerk; Robert H. Bird, Municipal Auditor; George C. Snead, Jr., Assistant City Manager for Community Development, Evelyn S. Lander, Director of Planning and Community Development; Elizabeth Neu, Director of Economic Development; Philip C. Schirmer, City Engineer; John Reed, Civil Engineer II; Robert K. Bengtson, Director of Public Works; Delores D. Daniels, Community Relations Coordinator; Christopher L. Chittum, City Planner II; Christopher L. Slone, Public Information Officer; A. L. Gaskins, Chief of Police; and James W. Settle, Neighborhood Planner.

COUNCIL-NEIGHBORHOOD ORGANIZATIONS-ROANOKE NEIGHBORHOOD PARTNERSHIP: At 5:15 p.m., the bus departed from the Noel C. Taylor Municipal Building en route to Addison Middle School where neighborhood representatives joined the group.

It was advised by neighborhood planners that issues facing the Washington Park/Southern Williamson Road area include Lincoln 2000 which involves improvements to the housing development and Washington Park area; the potential for rental inspections in the area which requires expansion of the Rehabilitation District by Council; the potential for a neighborhood district which requires expansion of the Rehabilitation District by Council and inclusion in the neighborhood plan; infrastructure improvements on 10th Street; ground has been broken for Williamson Road improvements and general streetscape improvements; quality of life issues involve Washington Park and the Catholic Diocese and the caretaker's house in Washington Park; the Washington Park neighborhood would like to see the Shadeland

Avenue property turned into a park; the proposed Lick Run Greenway through Washington Park, the Shadeland Avenue property and across 10th Street; and public service includes issues regarding over grown properties and a wooded lot on 10th Street which is a problem area; the new police satellite office on Williamson Road; disturbances at the Town Motel on Williamson Road leading to police calls; a focus on the Hunt Manor Housing development by police for alleged drug activity; and the general relationship between commercial and residential areas.

(See map of tour area on file in the City Clerk’s Office.)

At 6:45 p.m., the bus returned to the Noel C. Taylor Municipal Building at which time the Mayor declared the regular meeting of the Roanoke City Council for Monday, September 18, 2000, which meeting was declared in recess until Monday, September 25, 2000, at 5:00 p.m., adjourned.

A P P R O V E D

ATTEST:

**Mary F. Parker
City Clerk**

**Ralph K. Smith
Mayor**

February 20, 2001

The Honorable Ralph K. Smith, Mayor, and Members of City Council
Roanoke, Virginia

Dear Mayor and Members of Council:

Subject: Appropriation of funding for Regional Radio Maintenance
Project

City Council authorized an 800 MHz Regional Radio system and entered into an Intergovernmental Agreement with Roanoke County in 1997 for installation and maintenance of the system. The radio system was placed into use in 1999 for Public Safety and is now being used by all departments in the City. \$101,000 was included in Transfers to Capital Projects Fund as part of the adopted General Fund budget for fiscal year 2000-01 in support of maintenance for this project, and needs to be appropriated to the project account at this time.

Recommended Action(s):

City Council adopt the attached budget ordinance to appropriate \$101,000 in the Radio Project Account for annual maintenance.

Respectfully submitted,

Darlene L. Burcham
City Manager

DLB/JDS

Attachments

c: Mary F. Parker, City Clerk
William M. Hackworth, City Attorney
James D. Grisso, Director of Finance

#CM01-0011

February 20, 2001

Honorable Ralph K. Smith, Mayor, and Members of City Council
Roanoke, Virginia

Dear Mayor and Members of Council:

Subject: Lick Run Greenway Funding

In 1999, the Lick Run Greenway bicycle/pedestrian lane was completed from the I-581 interchange to Valley View. The Roanoke Valley Greenway Commission recently received bids on the completion of the next phase of the Lick Run Greenway, which is to run from the I-581 interchange to Court Street. Design work will soon begin on the final phase that will continue the Lick Run Greenway to the Hotel Roanoke.

The Lick Run Greenway will be a part of a City-wide greenway system. Each portion is being constructed as funds become available.

The Commission received 5 bids ranging from \$124,800.00 to \$233,747.55, with L&S Plumbing and Excavating Company of New Castle, Virginia submitting the low bid. The Commission Steering Committee voted to accept the bid from L&S Plumbing and Excavating Company. The Roanoke Valley Greenway Commission has set aside \$104,000 and is requesting \$32,000 from the City of Roanoke to complete the project. Of these funds, \$20,000 will be for the construction as designed and \$12,000 will be set aside for a 10% contingency fund. Funding in the amount of \$125,110 from the proceeds of the sale of Westview Terrace (account number 008-1329) is available for greenway development.

Recommended Actions:

Appropriate \$125,110 from account number 008-1329 to a new account entitled "Greenway Development". These funds will be used to fund the City system of greenways and drawn upon as each portion is constructed.

Authorize the payment of \$32,000 to the Roanoke Valley Greenway Commission for completion of the Lick Run Greenway from the I-581 interchange to Court Street from this new account.

Respectfully submitted,

Darlene L. Burcham
City Manager

DB/MC/bs

c: Mary F. Parker, City Clerk
William M. Hackworth, City Attorney
James D. Grisso, Director of Finance



***ROANOKE CITY COUNCIL
REGULAR SESSION***

***FEBRUARY 20, 2001
12:15 P.M.***

CITY COUNCIL CHAMBER

AGENDA FOR THE COUNCIL

1. Call to Order--Roll Call. (Council Member Harris was absent)

A communication from the Honorable Ralph K. Smith, Mayor, requesting a Closed Meeting to discuss vacancies on various authorities, boards, commissions and committees appointed by Council, pursuant to Section 2.1-344 (A)(1), Code of Virginia (1950), as amended.

**Approved (6-0)
File #110-132**

**THE MEETING OF ROANOKE CITY COUNCIL WAS DECLARED
IN RECESS TO BE RECONVENED IMMEDIATELY IN THE
EMERGENCY OPERATIONS CENTER CONFERENCE ROOM,
ROOM 159.**

(All Council Members were present)

Briefing on Victory Stadium.

The City Manager was requested to identify the frequency of flooding at the Victory Stadium site since the facility was constructed, including the number of flood incidents as a result of heavy rainfall; the cost of constructing a stadium at a different location with or without a track facility; the possibility of a regional or separate track facility; to communicate track facility issues as related to the flood way to the Roanoke City School Board; and to report on proposed uses of Victory Stadium on a short term basis.

File #67-122-467

The meeting was declared in recess at 1:55 p.m., to be reconvened at 2:00 p.m., in the City Council Chamber.



***ROANOKE CITY COUNCIL
REGULAR SESSION***

***FEBRUARY 20, 2001
2:00 P.M.***

CITY COUNCIL CHAMBER

AGENDA FOR THE COUNCIL

1. Call to Order--Roll Call. All Present.

The Invocation was delivered by The Reverend Douglas Turner.

The Pledge of Allegiance to the Flag of the United States of America was led by Mayor Ralph K. Smith.

Welcome. Mayor Smith.

NOTICE:

Meetings of Roanoke City Council are televised live on RVTN Channel 3. Today's meeting will be replayed on Channel 3 on Thursday, February 22, 2001, at 7:00 p.m., and Saturday, February 24, 2001, at 4:00 p.m. Council meetings are now being offered with closed captioning for the hearing impaired.

ANNOUNCEMENTS:

THE PUBLIC IS ADVISED THAT MEMBERS OF COUNCIL RECEIVE THE CITY COUNCIL AGENDA AND RELATED COMMUNICATIONS, REPORTS, ORDINANCES AND RESOLUTIONS, ETC., ON THE THURSDAY PRIOR TO THE COUNCIL MEETING TO PROVIDE SUFFICIENT TIME FOR REVIEW OF INFORMATION. CITIZENS WHO ARE INTERESTED IN OBTAINING A COPY OF ANY ITEM LISTED ON THE AGENDA MAY CONTACT THE CITY CLERK'S OFFICE, ROOM 456, NOEL C. TAYLOR MUNICIPAL BUILDING, 215 CHURCH AVENUE, S. W., OR CALL 853-2541.

THE CITY CLERK'S OFFICE NOW PROVIDES THE CITY COUNCIL AGENDA PACKAGE ON THE INTERNET FOR VIEWING AND RESEARCH PURPOSES. TO ACCESS THE AGENDA MATERIAL, GO TO THE CITY'S HOMEPAGE AT www.roanokegov.com, CLICK ON THE ROANOKE CITY COUNCIL ICON, CLICK ON MEETINGS AND AGENDAS, AND DOWNLOAD THE ADOBE ACROBAT SOFTWARE TO ACCESS THE AGENDA.

ALL PERSONS WISHING TO ADDRESS COUNCIL ARE REQUESTED TO REGISTER WITH THE STAFF ASSISTANT WHO IS LOCATED AT THE ENTRANCE TO THE COUNCIL CHAMBER. ON THE SAME AGENDA ITEM, ONE TO FOUR SPEAKERS WILL BE ALLOTTED FIVE MINUTES EACH, HOWEVER, IF THERE ARE MORE THAN FOUR SPEAKERS, EACH SPEAKER WILL BE ALLOTTED THREE MINUTES.

PRESENTATIONS:

A resolution memorializing the late Sydnor W. Brizendine, Jr.

Adopted Resolution No. 35213-022001. (7-0)
File #80-367-110

On behalf of the Members of Council, the Mayor expressed condolences upon the passing of Mr. Reid Cotton, a City employee who lost his life while performing his duties on Tuesday, February 13, 2001.

File #80-184

At 2:10 p.m., the meeting was declared in recess.

At 2:25 p.m., the meeting reconvened in the City Council Chamber.

2. CONSENT AGENDA

(APPROVED 7-0)

ALL MATTERS LISTED UNDER THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE BY THE MEMBERS OF CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THE ITEMS. IF DISCUSSION IS DESIRED, THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.

- C-1 Minutes of the regular meetings of Roanoke City Council held on Tuesday, September 5, 2000, and Monday, September 18, 2000.

RECOMMENDED ACTION: Dispense with the reading thereof and approve as recorded.

- C-2 A communication from Jay Stephens submitting his resignation as a member of the Special Events Committee.

RECOMMENDED ACTION: Receive and file the communication and accept the resignation.

File #110-317

- C-3 Qualification of Robert N. Richert as a member of the Architectural Review Board for a term ending October 1, 2004.

RECOMMENDED ACTION: Receive and file.

File #15-110-249

REGULAR AGENDA

3. HEARING OF CITIZENS UPON PUBLIC MATTERS:

- a. Request to express appreciation with regard to the Americans with Disabilities Act compliance by the City of Roanoke. Christene A. Montgomery, Spokesperson.

**Received and filed.
File #80-353**

- b. Request to address housing density issues. Gloria Dorma, Spokesperson.

**The remarks of Ms. Dorma were referred to the City Manager and the City Attorney.
File #488-178**

4. PETITIONS AND COMMUNICATIONS:

- a. A communication from Council Member William White, Sr., recommending that a permanent cost-of-living adjustment for City retirees be referred to the fiscal year 2001-02 budget study.

**Referred to the City Manager, Director of Finance and fiscal year 2001-02 budget study.
File #60-184**

- b. A petition from the New Century Venture Center requesting exemption from taxation of real property located at 1354 Eighth Street, S. W., in the City of Roanoke, pursuant to Section 30-19.04(B), Code of Virginia (1950), as amended.

**Referred to the City Manager and the City Attorney for study, report and recommendation to Council.
File #79-169**

- c. A communication from the Roanoke City School Board requesting appropriation of additional State funds for the Governor's Academic Challenge for Success Program; and a report of the Director of Finance recommending that Council concur in the request.

Adopted Budget Ordinance No. 35214-022001. (7-0)
File #60-467

5. REPORTS OF OFFICERS:

- a. CITY MANAGER:

BRIEFINGS:

- 1. A briefing with regard to the Roanoke Neighborhood Development Corporation. (20 minutes)

Received and filed.
File #165

- 2. A briefing with regard to the Comprehensive Plan, *Vision 2001*. (15 minutes)

Received and filed.
File #200

ITEMS RECOMMENDED FOR ACTION:

- 3. A communication recommending appropriation of \$101,000.00 in connection with the Regional Radio Maintenance Project.

Adopted Budget Ordinance No. 35215-022001. (7-0)
File #60-262-472

4. A communication recommending authorization of payment to the Roanoke Valley Greenway Commission for completion of the Lick Run Greenway from the I-581 interchange to Court Street; and appropriation of \$125,110.00 in connection therewith.

**Adopted Budget Ordinance No. 35216-022001. (7-0)
File #60-379**

b. CITY CLERK:

1. A report requesting that Council establish certain dates in connection with appointment of two Trustees to the Roanoke City School Board for terms commencing July 1, 2001, and ending June 30, 2004.

**Concurred in proposed dates.
File #467**

6. REPORTS OF COMMITTEES: NONE.

7. UNFINISHED BUSINESS:

- a. Report by the City Manager with regard to Wiley Drive.

**Council approved one-way traffic through Smith Park, with the inclusion of planter boxes and lowering of the grade on Wiley Drive by two feet to provide the required vertical clearance at the Franklin Road Bridge, at a cost of \$200,000.00 which was previously allocated, plus an additional \$20,000.00 for lowering the grade. Council Members Bestpitch, Carder and Harris voted no.
File #20-67-102-514**

**8. INTRODUCTION AND CONSIDERATION OF
ORDINANCES AND RESOLUTIONS: NONE.**

9. MOTIONS AND MISCELLANEOUS BUSINESS:

- a. Inquiries and/or comments by the Mayor, Vice-Mayor and Members of City Council.
- b. Vacancies on various authorities, boards, commissions and committees appointed by Council.

10. OTHER HEARING OF CITIZENS UPON PUBLIC MATTERS:

CITY COUNCIL SETS THIS TIME AS A PRIORITY FOR CITIZENS TO BE HEARD. IT IS A TIME FOR CITIZENS TO SPEAK AND A TIME FOR COUNCIL TO LISTEN. MATTERS REQUIRING REFERRAL TO THE CITY MANAGER WILL BE REFERRED, WITHOUT OBJECTION, IMMEDIATELY, FOR ANY NECESSARY AND APPROPRIATE RESPONSE, RECOMMENDATION OR REPORT TO COUNCIL.

Ms. Evelyn D. Bethel, 35 Patton Avenue, N. E., inquired if Council receives citizen input regarding topics that are included in the City's Annual Legislative Program and, if so, what are the requirements for including a project in the Legislative Program. Even though the City's 2001 Legislative Program has been submitted to the City's representatives to the General Assembly, she inquired if the document can be amended.

(All requests under Item 10 are automatically referred to the City Manager.)
File #137

The Mayor called attention to the Financial Planning Session of Council which is scheduled to be held on Saturday, March 10, 2001, at 8:30 a.m., at The Hotel Roanoke Conference Center.
File #132

CERTIFICATION OF CLOSED SESSION. (6-0, Vice-Mayor Carder left the meeting during the Closed Session.)

The following individuals were appointed or reappointed to certain authorities, boards, commissions and committees:

Appointed Sherie Vernach as a member of the Blue Ridge Behavioral Healthcare Board to fill a vacancy created by the resignation of Ann Janney-Schultz for a term ending December 31, 2003.

File #110-72

Reappointed Clay Grogan and Joel W. Richert as members of the Board of Zoning Appeals for terms ending December 31, 2003.

File #51-110

Reappointed Lular R. Lucky and William E. Skeen for terms ending November 30, 2003, Barbara N. Duerk and Charles W. Hancock for terms ending November 30, 2001, and appointed Michael W. Ridenhour for a term ending November 30, 2003, as members of the Roanoke Neighborhood Partnership Steering Committee.

File #15-110-488

Appointed Michael A. Loveman as a member of the Mill Mountain Advisory Committee for a term ending June 30, 2001.

File #67-110

Reappointed Sunny Shah as a member of the Roanoke Valley Convention and Visitors Bureau for a term ending June 30, 2001.

File #110-293

Reappointed William H. Cleveland as a member of the Court Community Corrections Program Policy Board for a term ending December 31, 2003.

File #110-242

Reappointed Robert K. Bengtson as a member of the Roanoke Valley Resource Authority for a term ending December 31, 2004.

(Council waived the City residency requirement)

File #110-253

Reappointed John D. Fulton, Jr., and Tommy L. Dowdy as members of the Property Maintenance Code, Board of Appeals, for terms ending November 10, 2005.

File #32-110

Reappointed J. Granger Macfarlane as a Commissioner of the Roanoke Regional Airport Commission for a term ending March 9, 2005.

File #9-110

Appointed Mary Neal as a member of the Cultural Services Committee for a term ending June 30, 2001.

File #110-394

AT 6:50 P.M., THE MEETING OF ROANOKE CITY COUNCIL WAS BE DECLARED IN RECESS TO BE RECONVENED AT 7:00 P. M., IN THE COUNCIL CHAMBER, FOURTH FLOOR, NOEL C. TAYLOR MUNICIPAL BUILDING, 215 CHURCH AVENUE, S. W., CITY OF ROANOKE.



***ROANOKE CITY COUNCIL
REGULAR SESSION***

***February 20, 2001
7:00 P.M.***

CITY COUNCIL CHAMBER

AGENDA FOR THE COUNCIL

Call to Order -- Roll Call. (Vice-Mayor Carder was absent.)

The Invocation was delivered by Council Member C. Nelson Harris.

The Pledge of Allegiance to the Flag of the United States of America was led by Mayor Ralph K. Smith.

Welcome. Mayor Smith.

NOTICE:

Meetings of Roanoke City Council are televised live on RVTN Channel 3. Today's meeting will be replayed on Channel 3 on Thursday, February 22, 2001, at 7:00 p.m., and Saturday, February 24, 2001, at 4:00 p.m.

A. PUBLIC HEARINGS:

1. Public hearing on the request of CHS, Inc., that a tract of land lying on the south side of Melrose Avenue, N. W., and the west side of 24th Street, commonly known as W. B. Clements, Inc., containing approximately 10.149 acres, more or less, identified as Official Tax No. 2420205, be rezoned from C-2, General Commercial District, to IPUD, Industrial Planned Unit Development District, subject to certain conditions proffered by the petitioner. Michael Ballantyne, Agent. (See communication requesting that the matter be withdrawn.)

Withdrawn.

File #51

2. Public hearing on a request VFW Post #1264 that a tract of land lying on the west side of Grandview Avenue, N. W., between Empress Drive and Marr Street, identified as Official Tax No. 2270223, continue to be zoned C-1, Office District, subject to certain amended conditions proffered by the petitioner. David A. Bowers, Attorney.

Adopted Ordinance No. 35217 on first reading. (6-0)

File #51

3. Public hearing on a request of Lorna M. Hall that two tracts of land located at 3034 and 3042 Brambleton Avenue, S. W., identified as Official Tax No. 1650903 and 1650946, be rezoned from RS-3, Residential Single-Family District, to C-2, General Commercial District, subject to certain conditions proffered by the petitioner. Maryellen F. Goodlatte, Attorney.

Adopted Ordinance No. 35218 on first reading. (6-0)

File #51

4. Public hearing on a request of Ruth B. Hartman, Kevin M. and Susan T. Walker, and GAD Management, that certain property located at 2109 and 2115 Peters Creek Road, N. W., identified as Official Tax Nos.

6370301, 6370302 and 6370304, be rezoned from RS-3, Residential Single-Family District, to C-2, General Commercial District, subject to certain conditions proffered by the petitioners. G. Michael Pace, Attorney.

Adopted Ordinance No. 35219 on first reading. (5-1, Council Member Bestpitch voted no.)

5. Public hearing to consider execution of a document to grant a 15-foot easement across City-owned property to Verizon Virginia, Inc., to install underground facilities to provide telephone service to the new police building. Darlene L. Burcham, City Manager.

**Adopted Ordinance No. 35220 on first reading. (6-0)
File #5-28-166-468**

B. OTHER HEARING OF CITIZENS:

CITY COUNCIL SETS THIS TIME AS A PRIORITY FOR CITIZENS TO BE HEARD. IT IS A TIME FOR CITIZENS TO SPEAK AND A TIME FOR COUNCIL TO LISTEN. MATTERS REQUIRING REFERRAL TO THE CITY MANAGER WILL BE REFERRED, WITHOUT OBJECTION, IMMEDIATELY, FOR ANY NECESSARY AND APPROPRIATE RESPONSE, RECOMMENDATION OR REPORT TO COUNCIL.

Mr. Robert Gravely, 1412 Moorman Road, N. W., read a prepared statement offering suggestions for unification of the City of Roanoke.

**Mr. Jim Fields, 17 Bridgecrest Road, Hardy, Virginia, spoke in support of renovating Victory Stadium.
File #67-122**

(All remarks under Other Hearing of Citizens are automatically referred to the City Manager.)

THE MEETING OF ROANOKE CITY COUNCIL WAS DECLARED IN RECESS UNTIL MONDAY, FEBRUARY 26, 2001, AT 7:00 P.M., IN FITZPATRICK HALL, THE JEFFERSON CENTER, 541 LUCK AVENUE, S. W., AT WHICH TIME COUNCIL WILL HOLD A PUBLIC HEARING IN CONJUNCTION WITH THE CITY PLANNING COMMISSION AND THE CITY OF ROANOKE REDEVELOPMENT AND HOUSING AUTHORITY ON THE SOUTH JEFFERSON REDEVELOPMENT PLAN.